

JOURNAL
OF THE
HOUSE OF REPRESENTATIVES
OF THE
STATE OF ALABAMA

SESSION OF 1927

**HELD IN THE CITY OF MONTGOMERY,
COMMENCING**

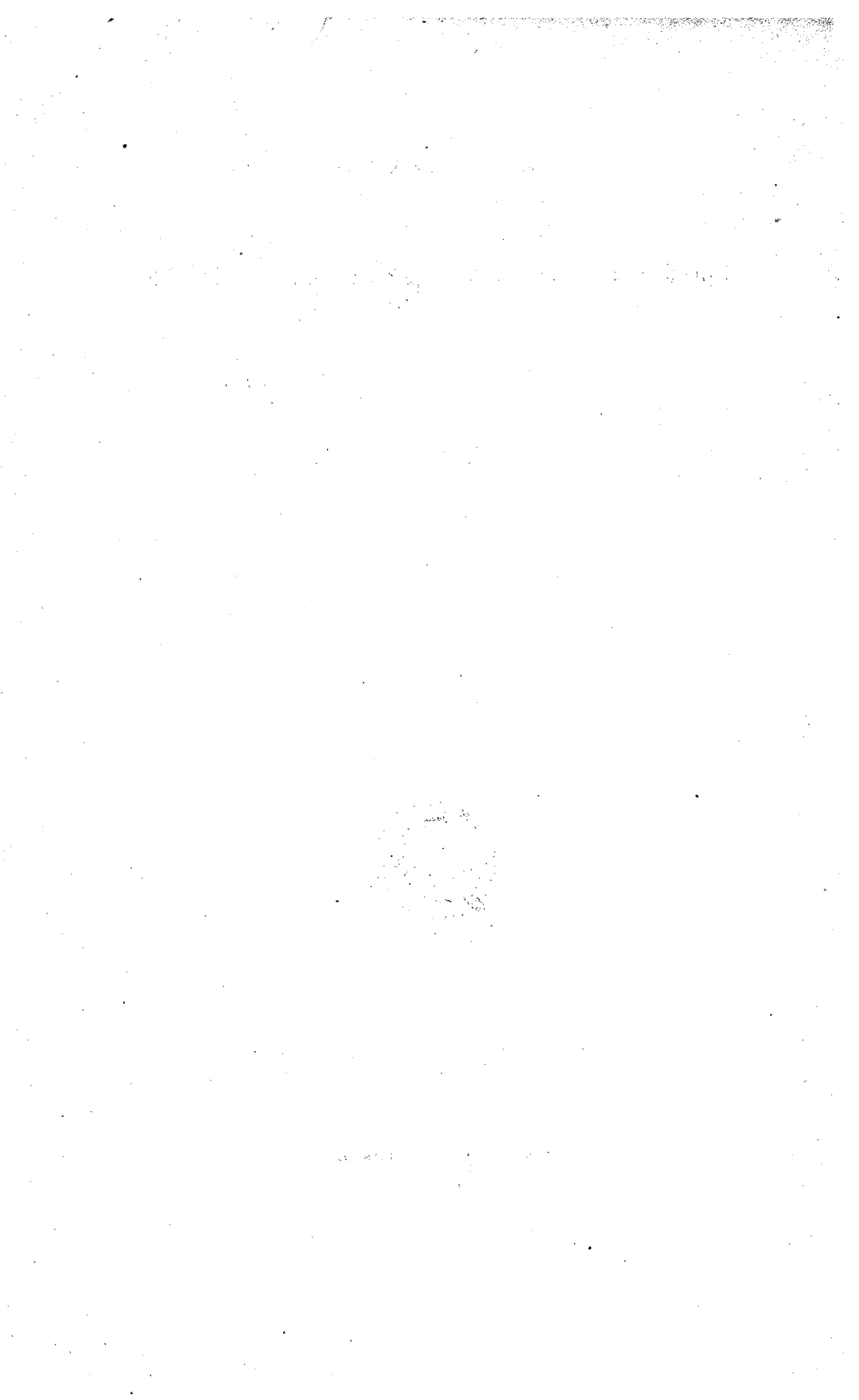
TUESDAY, JANUARY 11, 1927.

VOL. I



**WITH AN INDEX PREPARED BY THE CLERK OF THE
HOUSE OF REPRESENTATIVES**

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JOURNAL
OF THE
HOUSE OF REPRESENTATIVES
OF
ALABAMA
SESSION OF 1927.

State Capitol of Alabama,
Montgomery, Tuesday, January 11th, 1927.

JOURNAL.

Of the House of Representatives of the State of Alabama, of the session of 1927, began and held at the Capitol in the city of Montgomery, State of Alabama, on the second Tuesday in January, 1927, being the eleventh day of the month, in the year of our Lord one thousand nine hundred and twenty-seven, at 12 o'clock M., on which day, the day fixed by law for the meeting of the Legislature of Alabama, was called to order by Hon. J. Lee Long, Speaker of the House of Representatives of Alabama.

PRAYER.

The session was opened with prayer by Rev. Mr. Hollis of Lamar County.

ROLL CALL.

On a call of the roll of the House the following members answered to their names:

Messrs:

Mr. Speaker
Adcock
Allen
Anderson
Ashcraft
Baldwin
Bartlett
Beebe
Brunson

Bryant
Burleson
Burns
Byars
Cannon
Carter
Christian
Cockrell
Cook

Darden
Deloney
Denson
Desear
Edmundson
Edwards
Fite
Frey
Golson

Goode
Goodwyn
Graves
Grove
Gullatt
Guy
Hampton
Harwood
Hawkins

Hightower	McAdory	Pitts	Smith
Hollis	Martin	Poole	Starnes
Howard	Matthews	Powell	Stephens
Howell	Merrill	Quillin	Stewart (Bibb)
Hubbard	Miller (Marengo)	Rankin	Stewart (Calhoun)
Hughes	Miller (Sumter)	Reeder	Thompson
Jeter	Molette	Ringer	Tompkins
Johnson	Monk	Rivers	Tunstall
Jones (Bullock)	Morrow	Rogers (Elmore)	Vickers
Jones (Cleburne)	Moxley	Rogers (Mobile)	Waddell
Jordan (Etowah)	Mullen	St. John	Wallace
Jordan (Washington)	Nipper	Sanders (Concehuh)	Ward (Geneva)
Kirkpatrick	Norman	Sanders (Pike)	Ward (Tuscaloosa)
Langdon	Owens	Sanderson	Ware
Lawler	Parish	Shepherd	Webb
Lee	Patterson	Shivers	Weldon
Lovelace	Pegues	Simpson	Winn
Luck			

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A quorum was present.

OATH OF OFFICE.

The oath of office was administered to the above members by Judge Wm. H. Thomas, Associate Member of the Supreme Court of Alabama.

The House then proceeded to the election of its permanent officers.

ELECTION OF SPEAKER.

Mr. Merrill nominated Hon. J. Lee Long, of Butler, for Speaker of the House, and those who voted for Mr. Long are:

Messrs:			
Adcock	Denson	Howell	Miller (Marengo)
Allen	Desear	Hubbard	Miller (Sumter)
Anderson	Edmundson	Hughes	Molette
Ashcraft	Edwards	Jeter	Monk
Baldwin	Fite	Johnson	Morrow
Bartlett	Frey	Jones (Bullock)	Mullen
Beebe	Golson	Jones (Cleburne)	Nipper
Brunson	Goode	Jordan (Etowah)	Norman
Bryant	Goodwyn	Jordan (Washington)	Owens
Burleson	Graves	Kirkpatrick	Parish
Burns	Grove	Langdon	Patterson
Byars	Gullatt	Lawler	Pegues
Cannon	Guy	Lee	Pitts
Carter	Hampton	Lovelace	Poole
Christian	Harwood	Luck	Powell
Cockrell	Hawkins	McAdory	Quillin
Cook	Hightower	Martin	Rankin
Darden	Hollis	Matthews	Reeder
Deloney	Howard	Merrill	Ringer

Rivers	Shepherd	Stewart (Calhoun)	Ward (Geneva)
Rogers (Elmore)	Shivers	Thompson	Ward (Tuscaloosa)
Rogers (Mobile)	Simpson	Tompkins	Ware
St. John	Smith	Tunstall	Webb
Sanders (Conecuh)	Starnes	Vickers	Weldon
Sanders (Pike)	Stephens	Waddell	Winn
Sanderson	Stewart (Bibb)	Wallace	

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Mr. Long having received all the votes cast, a majority of the House, was declared duly and constitutionally elected Speaker of the House of Representatives for the term prescribed by law.

On motion of Mr. Waddell, the Speaker (Mr. Tunstall presiding), appointed a committee of two to notify Mr. Long of his election and to escort the Speaker-elect to the Chair.

The Speaker (Mr. Tunstall presiding) appointed Messrs. Merrill and Goodwyn to notify the Speaker-elect.

Hon. J. Lee Long appeared and the oath of office was administered by Judge Wm. H. Thomas, Associate Justice of the Supreme Court.

ELECTION OF CLERK.

Mr. Ware nominated J. H. Stewart, of Randolph, for Clerk, and those who voted for Mr. Stewart are:

Mr. Speaker	Golson	Lovelace	Rogers (Elmore)
Adcock	Goode	Luck	Rogers (Mobile)
Allen	Goodwyn	McAdory	St. John
Anderson	Graves	Martin	Sanders (Conecuh)
Ashcraft	Grove	Matthews	Sanders (Pike)
Baldwin	Gullatt	Merrill	Sanderson
Bartlett	Guy	Miller (Marengo)	Shepherd
Beebe	Hampton	Miller (Sumter)	Shivers
Brunson	Harwood	Molette	Simpson
Bryant	Hawkins	Monk	Smith
Burleson	Hightower	Morrow	Starnes
Burns	Hollis	Mullen	Stephens
Byars	Howard	Nipper	Stewart (Bibb)
Cannon	Howell	Norman	Stewart (Calhoun)
Carter	Hubbard	Owens	Thompson
Christian	Hughes	Parish	Tompkins
Cockrell	Jeter	Patterson	Tunstall
Cook	Johnson	Pegues	Vickers
Darden	Jones (Bullock)	Pitts	Waddell
Deloney	Jones (Cleburne)	Poole	Wallace
Denson	Jordan (Etowah)	Powell	Ward (Geneva)
Desear	Jordan (Washington)	Quillin	Ward (Tuscaloosa)
Edmundson	Kirkpatrick	Rankin	Ware
Edwards	Langdon	Reeder	Webb
Fite	Lawler	Ringer	Weldon
Frey	Lee	Rivers	Winn

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Mr. Stewart having received a majority of the votes cast, was declared duly and constitutionally elected Clerk of the House of Representatives for the term prescribed by law.

ELECTION OF ASSISTANT CLERK.

Mr. Monk nominated Mr. Jesse B. Adams, of Ozark, for Assistant Clerk. Those who voted for Mr. Adams are:

Messrs:			
Mr. Speaker	Golson	Lovelace	Rogers (Elmore)
Adcock	Goode	Luck	Rogers (Mobile)
Allen	Goodwyn	McAdory	St. John
Anderson	Graves	Martin	Sanders (Conecuh)
Ashcraft	Grove	Matthews	Sanders (Pike)
Baldwin	Gullatt	Merrill	Sanderson
Bartlett	Guy	Miller (Marengo)	Shepherd
Beebe	Hampton	Miller (Sumter)	Shivers
Brunson	Harwood	Molette	Simpson
Bryant	Hawkins	Monk	Smith
Burleson	Hightower	Morrow	Starnes
Burns	Hollis	Mullen	Stephens
Byars	Howard	Nipper	Stewart (Bibb)
Cannon	Howell	Norman	Stewart (Calhoun)
Carter	Hubbard	Owens	Thompson
Christian	Hughes	Parish	Tompkins
Cockrell	Jeter	Patterson	Tunstall
Cook	Johnson	Pegues	Vickers
Darden	Jones (Bullock)	Pitts	Waddell
Deloney	Jones (Cleburne)	Poole	Wallace
Denson	Jordan (Etowah)	Powell	Ward (Geneva)
Desear	Jordan (Washington)	Quillin	Ward (Tuscaloosa)
Edmundson	Kirkpatrick	Rankin	Ware
Edwards	Langdon	Reeder	Webb
Fite	Lawler	Ringer	Weldon
Frey	Lee	Rivers	Winn

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Mr. Adams having received all the votes cast, was declared duly and constitutionally elected Assistant Clerk of the House of Representatives for the term prescribed by law.

ELECTION OF ENROLLING CLERK.

Mr. Martin nominated Mr. J. P. Hanks, of Montgomery, for Enrolling Clerk. Those who voted for Mr. Hanks are:

Messrs:			
Mr. Speaker	Bartlett	Byars	Darden
Adcock	Beebe	Cannon	Deloney
Allen	Brunson	Carter	Denson
Anderson	Bryant	Christian	Desear
Ashcraft	Burleson	Cockrell	Edmundson
Baldwin	Burns	Cook	Edwards

Fite	Jones (Bullock)	Nipper	Shepherd
Frey	Jones (Cleburne)	Norman	Shivers
Golson	Jordan (Etowah)	Owens	Simpson
Goode	Jordan (Washington)	Parish	Smith
Goodwyn	Kirkpatrick	Patterson	Starnes
Graves	Langdon	Pegues	Stephens
Grove	Lawler	Pitts	Stewart (Bibb)
Gullatt	Lee	Poole	Stewart (Calhoun)
Guy	Lovelace	Powell	Thompson
Hampton	Luck	Quillin	Tompkins
Harwood	McAdory	Rankin	Tunstall
Hawkins	Martin	Reeder	Vickers
Hightower	Matthews	Ringer	Waddell
Hollis	Merrill	Rivers	Wallace
Howard	Miller (Marengo)	Rogers (Elmore)	Ward (Geneva)
Howell	Miller (Sumter)	Rogers (Mobile)	Ward (Tuscaloosa)
Hubbard	Molette	St. John	Ware
Hughes	Monk	Sanders (Conecuh)	Webb
Jeter	Morrow	Sanders (Pike)	Weldon
Johnson	Mullen	Sanderson	Winn

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Mr. Hanks having received all the votes cast, was declared duly and constitutionally elected Enrolling Clerk for the term prescribed by law.

ELECTION OF ENGROSSING CLERK.

Mr. Howard nominated Mr. J. A. Dickinson, of Autauga, for Engrossing Clerk. Those who voted for Mr. Dickinson are:

Messrs:			
Mr. Speaker	Golson	Lovelace	Rogers (Elmore)
Adcock	Goode	Luck	Rogers (Mobile)
Allen	Goodwyn	McAdory	St. John
Anderson	Graves	Martin	Sanders (Conecuh)
Ashcraft	Grove	Matthews	Sanders (Pike)
Baldwin	Gullatt	Merrill	Sanderson
Bartlett	Guy	Miller (Marengo)	Shepherd
Beebe	Hampton	Miller (Sumter)	Shivers
Brunson	Harwood	Molette	Simpson
Bryant	Hawkins	Monk	Smith
Burleson	Hightower	Morrow	Starnes
Burns	Hollis	Mullen	Stephens
Byars	Howard	Nipper	Stewart (Bibb)
Cannon	Howell	Norman	Stewart (Calhoun)
Carter	Hubbard	Owens	Thompson
Christian	Hughes	Parish	Tompkins
Cockrell	Jeter	Patterson	Tunstall
Cook	Johnson	Pegues	Vickers
Darden	Jones (Bullock)	Pitts	Waddell
Deloney	Jones (Cleburne)	Poole	Wallace
Denson	Jordan (Etowah)	Powell	Ward (Geneva)
Desear	Jordan (Washington)	Quillin	Ward (Tuscaloosa)
Edmundson	Kirkpatrick	Rankin	Ware
Edwards	Langdon	Reeder	Webb
Fite	Lawler	Ringer	Weldon
Frey	Lee	Rivers	Winn

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Mr. Dickinson having received all the votes cast, was declared duly and constitutionally elected Engrossing Clerk for the term prescribed by law.

ELECTION OF DOORKEEPER.

Mr. Monk nominated Mr. T. J. Fain, of Dale, for Doorkeeper of the House. Those who voted for Mr. Fain are:

Messrs:			
Mr. Speaker	Golson	Lovelace	Rogers (Elmore)
Adcock	Goode	Luck	Rogers (Mobile)
Allen	Goodwyn	McAdory	St. John
Anderson	Graves	Martin	Sanders (Conecuh)
Ashcraft	Grove	Matthews	Sanders (Pike)
Baldwin	Gullatt	Merrill	Sanderson
Bartlett	Guy	Miller (Marengo)	Shepherd
Beebe	Hampton	Miller (Sumter)	Shivers
Brunson	Harwood	Molette	Simpson
Bryant	Hawkins	Monk	Smith
Burleson	Hightower	Morrow	Starnes
Burns	Hollis	Mullen	Stephens
Byars	Howard	Nipper	Stewart (Bibb)
Cannon	Howell	Norman	Stewart (Calhoun)
Carter	Hubbard	Owens	Thompson
Christian	Hughes	Parish	Tompkins
Cockrell	Jeter	Patterson	Tunstall
Cook	Johnson	Pegues	Vickers
Darden	Jones (Bullock)	Pitts	Waddell
Deloney	Jones (Cleburne)	Poole	Wallace
Denson	Jordan (Etowah)	Powell	Ward (Geneva)
Desear	Jordan (Washington)	Quillin	Ward (Tuscaloosa)
Edmundson	Kirkpatrick	Rankin	Ware
Edwards	Langdon	Reeder	Webb
Fite	Lawler	Ringer	Weldon
Frey	Lee	Rivers	Winn

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Mr. Fain having received all the votes cast, was declared duly and constitutionally elected Doorkeeper of the House of Representatives for the term prescribed by law.

ELECTION OF ASSISTANT DOORKEEPER.

Mr. Jeter nominated Mr. L. P. Bamburg, of Perry, as Assistant Doorkeeper. Those who voted for Mr. Bamburg are:

Messrs:			
Mr. Speaker	Bartlett	Byars	Darden
Adcock	Beebe	Cannon	Deloney
Allen	Brunson	Carter	Denson
Anderson	Bryant	Christian	Desear
Ashcraft	Burleson	Cockrell	Edmundson
Baldwin	Burns	Cook	Edwards

Fite	Jones (Bullock)	Nipper	Shepherd
Frey	Jones (Clebune)	Norman	Shivers
Golson	Jordan (Etowah)	Owens	Simpson
Goode	Jordan (Washington)	Parish	Smith
Goodwyn	Kirkpatrick	Patterson	Starnes
Graves	Langdon	Pegues	Stephens
Grove	Lawler	Pitts	Stewart (Bibb)
Gullatt	Lee	Poole	Stewart (Calhoun)
Guy	Lovelace	Powell	Thompson
Hampton	Luck	Quillin	Tompkins
Harwood	McAdory	Rankin	Tunstall
Hawkins	Martin	Reeder	Vickers
Hightower	Matthews	Ringer	Waddell
Hollis	Merrill	Rivers	Wallace
Howard	Miller (Marengo)	Rogers (Elmore)	Ward (Geneva)
Howell	Miller (Sumter)	Rogers (Mobile)	Ward (Tuscaloosa)
Hubbard	Molette	St. John	Ware
Hughes	Monk	Sanders (Conecuh)	Webb
Jeter	Morrow	Sanders (Pike)	Weldon
Johnson	Mullen	Sanderson	Winn

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Mr. Bamburg having received all the votes cast, was declared duly and constitutionally elected Assistant Doorkeeper of the House of Representatives for the term prescribed by law.

OFFICERS SWORN IN.

Messrs. J. H. Stewart, Jesse B. Adams, J. A. Dickinson, J. P. Hanks, T. J. Fain and L. P. Bamburg, the subordinate officers, appeared, and the oath of office was administered by the Speaker.

MESSAGE FROM THE SENATE.

Mr. Speaker:

I am directed by the Senate to notify the House that the Senate has perfected its permanent organization by the election of the following officers, to-wit:

President Pro-tempore: Hon. Watt T. Brown, of St. Clair.

Secretary: Hon. J. E. Speight, of Covington.

Assistant Secretary: Harrison McCutchen, of Jackson.

Enrolling Clerk: Mrs. Lula S. Thompson, of Montgomery.

Engrossing Clerk: Mrs. Nannye Bell Walker, of Montgomery.

Doorkeeper: Rev. J. K. Jenkins, of Clay.

Assistant Doorkeeper: J. G. Watkins, of Barbour.

Doorkeeper Gallery: John Bell, of St. Clair.

Comparing Clerk: Mrs. Hattie S. Ross, of Montgomery.

And is now ready for the transaction of business.

J. E. Speight,
Secretary.

MESSAGE FROM THE SENATE.

Mr. Speaker:

The Senate has originated and adopted the following Senate Joint Resolution, and sends same herewith to the House:

By Mr. Brown:

S. J. R. 3. Resolved by the Senate, the House concurring, That a committee of five, consisting of two members on the part of the Senate, to be appointed by the Presiding Officer of the Senate, and three members on the part of the House to be appointed by the Speaker of the House, be appointed to wait upon the Governor of Alabama and inform him of the organization of the Legislature of Alabama and its readiness to transact public business, and to request that he deliver in person any communication he may have for the Legislature.

J. E. Speight,
Secretary.

SENATE MESSAGE

On motion of Mr. Tunstall, the S. J. R. 3, set out in the above and foregoing message from the Senate, was concurred in and adopted and the Speaker of the House named as Committee on part of the House, Messrs. Fite, Ware and Merrill.

APPOINTMENT OF READING CLERK.

The Speaker of the House announced the appointment of Cyrus B. Brown as Reading Clerk of the House.

RESOLUTIONS.

The following resolution was introduced:

By Mr. Tunstall:

H. R. 1. Resolved, That the Speaker shall appoint a Committee on Rules to be composed of the Speaker, who shall be Chairman, a Vice Chairman to be appointed by the Speaker, and nine other members, which committee shall be one of the standing committees of the House.

On motion of Mr. Tunstall the rules were suspended and the resolution was adopted.

And the Speaker named as the Standing Committee on Rules of the House, the following: The Speaker, Chairman; Tunstall, Vice Chairman; Merrill, Edmondson, Baldwin, Fite, Greene, Goode, Hampton, Shivers, St. John.

REPORT OF RULES COMMITTEE.

Mr. Tunstall, Vice Chairman of the Standing Committee on Rules, made the following report:

RULES OF THE HOUSE

REPORT FROM COMMITTEE ON RULES

Mr. Speaker:

The Committee on Rules beg leave to report the following rules of the House for the present session:

RULES OF THE HOUSE—1927.

Rule 1. The Speaker shall take the chair every day at the hour fixed on the preceding adjournment; shall immediately call the members to order, and on the appearance of a quorum, cause the Journal of the preceding day to be read.

2. He shall preserve order and decorum; may speak to points of order in preference to other members, rising from his chair for that purpose. He shall decide questions of order, subject to an appeal to the House, at the request of any member; which appeal shall be decided without debate.

3. He shall rise to put a question, but may state it sitting. All questions shall be distinctly put in this form, viz.: "Those in favor (as the question may be) say aye," and after the affirmative voice is expressed, "Those opposed to the motion say No." If the Speaker doubts, or a division is called for before a division is announced, they shall divide. Those in the affirmative of the question shall rise from their seats; and afterwards those in the negative.

4. He shall have a right to name any member to perform the duties of the chair, but such substitution shall not extend beyond an adjournment. Whenever he is sick, or otherwise providentially unable to attend, or necessarily absent, the House shall elect a Speaker pro tem, who shall discharge the duties of Speaker till his return, and no longer.

5. Fifteen members shall have power to send for absent members or to move a call of the House; but no call of the House shall be made except on the concurrence of a majority of the members present. A majority of the House shall be a quorum to transact business.

6. When any member is about to speak or deliver any matter to the House, he shall rise from his seat and respectfully address himself to the Speaker.

7. If any member, in speaking or otherwise, transgress the rules, the Speaker shall, or any member may, call him to order, in which case the member so called to order shall immediately sit down, unless permitted to explain; and the House shall, if appealed to, decide on the case without debate. If the decision be in favor of the member so called to order, he shall be at lib-

erty to proceed; if otherwise, and the case require it, he shall be liable to censure of the House.

8. When two or more members happen to rise at the same time, the Speaker shall name the person who is first to speak.

9. No member shall speak more than twice on the same question without leave of the House, unless he be the mover or chairman of the committee proposing the matter pending, in which case he shall be permitted to speak in reply, but not until every member choosing to speak shall have spoken.

10. Upon the call of the House for taking the ayes and noes on any question, names of the members shall be called alphabetically, and each member shall answer from his seat.

11. When any question is taken by ayes and noes, and a member who has been absent returns before the question is decided, he shall be privileged to make inquiry of the subject before the House, and record his vote without discussion.

12. When a motion is made, it shall be stated by the Speaker; or if in writing, shall be read aloud by the Clerk; and every motion shall be reduced to writing if the Speaker or any member request it.

13. Any member may call for a division of the question when the sense will admit of it.

14. Members shall particularly forbear personal reflections; nor shall any member name another in argument or debate.

15. After a motion is stated by the Speaker, or read by the Clerk, it shall be deemed in possession of the House, but may be withdrawn by leave of the House, at any time before decision.

16. When a question is before the House, motions may be received in the following order, to-wit: First, to fix the time to which the House shall adjourn; second, to adjourn; third, to indefinitely postpone; fourth, to lay on the table; fifth, for the previous question; sixth, to postpone to a certain day, not beyond the probable duration of the session; seventh, to commit; eighth, to amend.

17. A motion to adjourn shall always be in order, even in the absence of a quorum.

18. When a vote has passed, except on a previous question, or on motion to lay on the table, or to take from the table, it shall be in order for any member who voted with the majority to move for a reconsideration thereof on the same day or within one hour after reading the Journal on the succeeding day and such motion shall be forthwith considered, unless by a majority vote the same be fixed for consideration at another time; when a motion for reconsideration is decided that decision shall not be reconsidered and no question be twice reconsidered; provided, however, that a motion to reconsider a vote upon any incidental or subsidiary question shall not remove the main subject under

consideration from the House, but shall be considered at the time when it is made.

19. No bill or joint resolution of this House shall be sent to the Senate (unless by special order of the House) until the time allowed for the last preceding rule for reconsideration shall have passed.

20. The previous question shall be in the following form: "Shall the main question be now put?" If demanded by a vote of a majority of the members present, its effect shall be to cut off all debate and bring the House to a direct vote, first upon the pending amendments, if there are any, in their order, and then on the main question, but the mover of the question or the chairman of the committee having charge of the bill or resolution, shall have the right to close the debate, after the call of the previous question has been sustained, for not more than fifteen minutes.

21. The Speaker shall appoint a Reading Clerk for the House whose pay shall be the same as that of the Assistant Clerk of the House. The Speaker shall also appoint all committees unless otherwise directed by the House, and may designate who shall be chairman and vice chairman, provided, however, a majority of each committee shall constitute a quorum, and the following shall constitute the Standing Committees of the House:

Rules, of which the Speaker shall be the Chairman, and which committee shall have the right to report at any time and to be composed of the Speaker, a vice chairman, and nine other members.

Judiciary—25 members.

Revision of Laws—25 members.

Ways and Means—27 members.

Appropriations—15 members.

Agriculture—31 members.

Constitution and Constitutional Amendments—8 members.

Privilege and Elections—15 members.

Education—30 members.

Commerce and Common Carriers—20 members.

Temperance—27 members.

Local Legislation—22 members.

Corporations—13 members.

Seaport, Harbors and Maritime Commerce—17 members.

Penitentiaries—13 members.

Criminal Administrations—14 members.

Banks and Banking—17 members.

Insurance and Insurance Companies—18 members.

Public Roads and Highways—28 members.

Mines and Mining—19 members.

Manufacturing—19 members.
County and County Boundaries—13 members.
Pensions—11 members.
Soldiers' Home—7 members.
Public Health—16 members.
Public Buildings and Institutions—12 members.
Capitol and Capitol Grounds—7 members.
Military—15 members.
Game, Fish and Fisheries—16 members.
Forestry and Conservation—9 members.
Municipal Organization—13 members.
Rivers and Navigation—16 members.
Labor—11 members.
Immigration—18 members.
Eleemosynary Institutions—15 members.
Public Printing—8 members.
Claims and Fees—11 members.
Revision of Journal—5 members.
Enrolled Bills—5 members.
Engrossed Bills—5 members.

Rule 22. The several committees shall be entitled to clerks to be appointed by the respective chairmen with the consent and approval of the Speaker, whenever, in the discretion of the several chairmen and the Speaker of the House it may be necessary. Provided, that the Committee on the Revision of the Journal may have two or more clerks, and the Committees on Engrossed and Enrolled Bills may each have three or more clerks to be appointed by the chairman with the consent and approval of the Speaker. Provided, further, that these clerks may, at the discretion of the Speaker, be assigned to the Engrossing and Enrolling Clerks of the House.

23. All resolutions before they are voted on shall be referred to and reported from the Committee on Rules.

24. In the appointment of a committee to visit any public institution of the State, no representative who is a resident of the county in which such institution is located or of an adjoining county shall be appointed on such committee.

25. Every member may be required to vote on any question before the House. When the ayes and noes are desired, the Speaker shall be first called, and if the House be equally divided, the question shall be lost.

26. No member shall absent himself from the session of the House, unless he may have leave, be sick, or unable to attend.

27. The following shall be the order of business in the House:

1. Report of the Committee on Revision of the Journal.

2. Reports of Committees on Engrossed and Enrolled Bills, but these committees may report at any time.

3. The call of counties in alphabetical order for bills, resolutions, memorials and petitions. If in any one day the call has not been completed by the hour of 12 M., the Speaker shall begin on the next day, where he left off the preceding day.

4. Reports of standing committees, of bills which they have reported favorably which shall be forthwith read by their title a second time and entered on the calendar in the order in which they were read a second time. In the call of committees the Speaker shall call them in their order. If the Speaker shall not get through the call of committees before the House passes to other business, he shall resume next call where he left off.

5. Senate messages provided that whenever any message is received, notifying the House of the passage of Senate bills, the clerk shall, immediately after the message is read, proceed to read the bills by their title, (unless the reading be called by some member, in which event the bill shall be read at length), and referred forthwith to a committee. The House shall then proceed with the business upon which it was engaged when the message was received.

6. The unfinished business in which the House was engaged at its last adjournment.

When the hour of 12 M. arrives, or before that hour if the call of counties has been completed, business shall proceed in the following order:

1. Executive messages shall have priority over other business, and as soon as received, they shall be read by the Clerk, and a proper disposition made of them; and the House shall thereupon proceed with the business engaged in when interrupted by the executive message.

2. If there are any bills on the calendar they shall be taken up at 1 p. m. on each day, unless reached earlier, and no bill on the calendar shall be taken up out of its order, except by a vote of two-thirds of the members.

3. Miscellaneous business.

28. Any matter may, by a vote of the majority of the members present, be made the special order for any hour, which shall take the precedence, at that hour, of any other business except a motion to reconsider; provided that motions to make a bill a special order shall give the number and title of the bill; provided, further, that no bill be set for a special order or consideration except by a resolution first referred to Committee on Rules.

29. When a committee has decided adversely to any bill or resolution, such action shall be reported to the House in the

form prescribed under the Constitution and the bill or resolution shall be placed on the adverse calendar.

A motion may be made on any day after one day's notice, immediately after the reports of standing committees to take a bill or resolution from the adverse calendar and place it on the regular calendar of the House, and if this motion prevails by a vote of the majority of the entire House, the Clerk must immediately enter it upon the regular calendar.

30. Motions to take bills or resolutions from the adverse calendar may be made immediately after the reports of the standing committees are made; provided, that one day's notice of such motion shall be given.

31. Upon the introduction of any bill, or when Senate bills are first acted on, the same shall be read by title unless the reading be called for by some member, when it shall be read at length, and upon such reading at length, or by its title, the bill so read shall be referred to a standing committee.

32. Bills, motions and reports may be recommitted at the pleasure of the House.

33. Every bill shall on its first reading be referred to a standing committee, but reference to one shall not preclude the recommitment to another and on recommitment it shall be open to amendment.

34. Upon a vote of a majority of the House any standing committee may be directed to act on any bill, which shall have been referred to such committee, and to report the same to the House at its next sitting, in default of which such committee, or any of its members, shall be subject to such censure as the House may impose; provided one day's notice shall be given and which notice shall be given in writing to the House immediately after the report of standing committees.

35. No special committee shall report but upon leave granted by a vote of the House, except committees of inquiry, which may report at any time.

36. All bills should be dispatched in order as they are introduced, unless when the House otherwise directs.

37. When a bill shall pass it shall be certified by the Clerk, noting the date of its passage at the foot thereof.

38. The House may resolve itself into a Committee of the Whole when deemed necessary; and the rules of proceeding of the House shall be observed in committees, as far as may be applicable except that the number of times of speaking and putting the previous question shall not be applicable in committee.

39. In forming a Committee of the Whole House, the Speaker shall leave his chair, and a chairman to preside in committees shall be appointed by the Speaker.

40. Upon a bill being committed to a Committee of the Whole House, the same shall be first read throughout by the Clerk, and then again be read and debated by clauses, leaving the preamble to be the last considered. After the report the bill shall be again subjected to debate and amendment by clauses, before the question of engrossing be taken.

41. On all questions of filling blanks, the largest sum and most remote day shall be put.

42. Whenever it shall be necessary for a communication to be made from the House of Representatives to the Senate, it shall be under the signature of the Clerk.

43. No committee shall sit during the sitting of the House without special leave.

44. No bill or joint resolution shall be received, unless written on an entire sheet of paper.

45. After a vote has been ordered upon any question no member shall be permitted to explain his vote without the unanimous consent of the House.

46. When House bills are signed by the Speaker, thereupon the Clerk must, by message, notify the Senate and request the signature of the President of the Senate to said bills.

47. The name of a member who introduces a bill or joint resolution shall be by him endorsed upon the same, and shall be inscribed by the Clerk upon the engrossed and enrolled copies when transmitted to the Senate or the Governor.

48. In appointing a committee from the several subdivisions of the State, the Speaker shall designate who shall be chairman of such committee.

49. No person shall be allowed to smoke within the House, lobby or gallery.

50. The Speaker shall, whenever he deems it necessary for the speedy dispatch of business, order the calendar printed for the use of members.

51. When the chairman of a committee is sick or absent, vice-chairman if one, if not then the member whose name appears second on the committee shall, during the absence of the chairman, become chairman, and have power to call together the committee for consideration of bills.

52. No rule shall be rescinded or amended without one day's notice of the motion thereof being given; and a violation of either of them may be punished by such censure as a majority of the House may direct.

53. The tabling of an amendment or subsidiary motion shall not have the effect of carrying with it the original bill or proposition.

54. That the rules of the House shall not be suspended, except by a four-fifths vote of every member present, provided a quorum must vote.

55. No member shall speak more than ten minutes at any time, except as provided in Rule 9.

56. When a bill is reported favorably to the House and a minority report accompanies the favorable report, the minority report shall be considered an amendment and the bill shall be read a second time; and said bill and minority report shall be placed on the calendar and be considered on the third reading of the bill.

57. All bills acted upon by committees shall be endorsed as follows: "This bill having been referred by the House to its Standing Committee on..... was acted upon by such committee in session, and returned therefrom to the House, with the recommendation that it be..... passed."

58. The doorkeeper shall, ten minutes before the hour fixed for the meeting of the House, clear the House of all persons not entitled to the floor, and it shall be the duty of the doorkeeper to see that all persons not entitled to the privileges of the floor are, at all times, excluded therefrom.

59. The Clerk, when in the opinion of the Chairman of the several standing committees of the House it will facilitate the business of the House, to have a bill printed upon the filing of a request by the chairman of any standing committee, shall have printed for the use of the House said bill or bills.

And on motion of Mr. Fite, the report of the Standing Committee on Rules was adopted.

ORDER TO PRINT.

On motion of Mr. Tunstall, 1,000 copies of the Rules of the House were ordered printed for the use of the House. Said rules as printed to include the joint rules of the two houses when adopted.

APPOINTMENT OF COMMITTEE.

The Speaker named Messrs. Tunstall and Merrill as a committee on the part of the House to confer with the Rules Committee of the Senate as to joint rules for the two houses.

INTRODUCTION OF BILLS.

The following bills were introduced, severally read one time and referred to appropriate standing committees, as follows:
By Mr. Tunstall:

H. 1. To provide for the employment of subordinate employees of the Legislature.

Rules.

By Mr. Tunstall:

H. 2. To impose an excise tax, in addition to that already imposed by the Act approved February 10, 1923; on persons, corporations, co-partnerships, companies, agencies or associations engaged in the business of selling, distributing, storing or withdrawing from storage for any purpose whatsoever gasoline or other liquid motor fuels or devices or substitutes therefor in this State; and providing for the collection and payment of such tax and distribution of the funds derived therefrom, and providing for its enforcement and fixing a penalty for the violation of any of the provisions hereof.

Rules.

By Mr. Tunstall:

H. 3. To create the office of Alabama Highway Director in Alabama, to provide for his appointment, to fix his salary, to define his term of office, and to prescribe his powers and duties.

Rules.

REPORT OF JOINT COMMITTEE.

Mr. Fite, from the Joint Committee heretofore appointed under S. J. R. 3, reported that the Governor would deliver, in person, his message to the Legislature in joint session assembled in the hall of the House at 2:30 this afternoon.

MESSAGE FROM THE SENATE.

Mr. Speaker:

The Senate has originated and adopted the following Senate Joint Resolution, and sends same herewith to the House:

By Mr. James:

S. J. R. 4. Resolved by the Senate, the House concurring, That the Senate and House of Representatives meet in Joint Convention in the hall of the House of Representatives at 11 o'clock on tomorrow, January 12, A. D. 1927, for the purpose of witnessing the opening and publishing of the returns of the election of executive officers of the State of Alabama at the General Election of November, 1926, as required by Section 115 of the Constitution of Alabama.

J. E. Speight,
Secretary.

SENATE MESSAGE.

On motion of Mr. Tunstall the House concurred in and adopted the S. J. R. No. 4 set out in the above and foregoing message from the Senate.

MESSAGE FROM THE SENATE.

Mr. Speaker:

The Senate has originated and adopted the following Senate Joint Resolution, and sends same herewith to the House:

By Mr. James:

S. J. R. 5. Be it resolved by the Senate, the House concurring:

First: That there be and it is hereby created a Joint Inaugural Committee to be composed of five members of the Senate, and seven members of the House of Representatives.

Second: That the said Joint Inaugural Committee shall take such steps as they may deem necessary for the proper inauguration of the incoming Governor and Lieutenant Governor and report back to the Legislature its recommendations for such acts as the Legislature may see fit to take.

J. E. Speight,
Secretary.

SENATE MESSAGE.

On motion of Mr. Tunstall the House concurred in and adopted the S. J. R. No. 5, set out in the above and foregoing message from the Senate.

MESSAGE FROM THE SENATE.

Mr. Speaker:

The Senate has originated and adopted the following Senate Joint Resolution, and sends same herewith to the House:

By Mr. Warren:

S. J. R. 7. Be it resolved by the Senate, the House concurring, That General W. L. Sibert be requested to deliver an address to the Legislature of Alabama, the Governor and incoming Governor and the State officers, Wednesday evening at seven-thirty, in the House of Representatives.

J. E. Speight,
Secretary.

SENATE MESSAGE.

On motion of Mr. Darden the House concurred in and adopted the S. J. R. No. 7 set out in the above and foregoing message from the Senate.

MESSAGE FROM THE SENATE.

Mr. Speaker:

The Senate has originated and adopted the following Senate Joint Resolution, and sends same herewith to the House:

By Mr. Young:

S. J. R. 8. Be it resolved by the Senate, the House concurring, That a joint session of the two houses be held in the hall of the House of Representatives today at 2:30 P. M., for the purpose of listening to the Governor deliver his message in person to the Legislature.

J. E. Speight,
Secretary.

SENATE MESSAGE.

On motion of Mr. Waddell the House concurred in and adopted the S. J. R. No. 8 set out in the above and foregoing message from the Senate.

RECESS.

On motion of Mr. Poole, the House recessed until 2:30 this afternoon.

AFTERNOON SESSION.

The hour of 2:30 P. M. having arrived, the House reconvened.

JOINT SESSION.

Under a Senate Joint Resolution heretofore adopted the two houses met in the hall of the House of Representatives.

The Lieutenant-Governor, presiding officer of the Senate, directed the Secretary of the Senate to call the roll of the Senate and the following Senators answered to their names:

Messrs:			
Bonner	Ellis of Dallas	James	Stanley
Bradford	Ellis of Shelby	Jones	Stokes
Brown	Fite	Justice	Teasley
Caffey	Hall	Loflin	Walton
Carlton	Hines	Mitchell	Warren
Cowan	Holmes	Moore	Williams
Craft	Jack	Nixon	Young
Edgar	Jackson	Oliver	

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A quorum of the Senate was present.

The Speaker of the House directed the Clerk of the House to call the roll of the House and the following members answered to their names:

Messrs:			
Mr. Speaker	Good3	McAdory	Rogers (Mobile)
Adcock	Goodwyn	Martin	St. John
Allen	Graves	Matthews	Sanders (Conecuh)
Anderson	Grove	Merrill	Sanders (Pike)
Ashcraft	Gullatt	Miller (Marengo)	Sanderson
Baldwin	Guy	Miller (Sumter)	Shepherd
Bartlett	Hampton	Molette	Shivers
Beebe	Harwood	Monk	Simpson
Brunson	Hawkins	Morrow	Smith
Bryant	Hightower	Moxley	Starnes
Burleson	Hollis	Mullen	Stephens
Burns	Howard	Nipper	Stewart (Bibb)
Byars	Howell	Norman	Stewart (Calhoun)
Cannon	Hubbard	Owens	Thompson
Carter	Hughes	Parish	Tompkins
Cockrell	Jeter	Patterson	Tunstall
Cook	Jones (Bullock)	Pegues	Vickers
Darden	Jones (Cleburne)	Pitts	Waddell
Deloney	Jordan (Etowah)	Poole	Wallace
Denson	Jordan (Washington)	Powell	Ward (Geneva)
Desear	Kirkpatrick	Quillin	Ward (Tuscaloosa)
Edmundson	Langdon	Rankin	Ware
Edwards	Lawler	Reeder	Webb
Fite	Lee	Ringer	Weldon
Frey	Lovell	Rivers	Winn
Golson	Luck	Rogers (Elmore)	

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A quorum was present.

His Excellency, William W. Brandon, the Governor of Alabama, delivered, in person, to the Legislature of Alabama his message, in words and figures as follows, to-wit:

MESSAGE OF THE GOVERNOR.

To the Members of the Legislature:

Gentlemen:

It gives me great pleasure to welcome you back to the Capitol and to congratulate you upon the spirit and harmony that has pervaded your organization during the Extra Session so recently held. This spirit of co-operation means much for the State and I am sure that wisdom and sound business judgment will govern your actions during your regular session. I am sure that if the same harmony prevails, the same thoughtful consideration is given that characterized your Extra Session, this State will be the beneficiary.

I have full confidence in your fidelity, patriotism and wisdom. You as law makers are charged with grave and solemn obligations. You make the laws—the Governor executes your will as enacted into law. The people then are dependent upon, in a large measure, the laws you enact and the fidelity and faithfulness with which they are executed. Therefore, Legislative and Executive authority should approach these duties with a feeling of fairness to all, having in mind the good of the Commonwealth and the betterment of our race. During the term of my administration much has been accomplished—Much more is to be done. Every platform promise made by the Democratic party has been fulfilled, and it may not be amiss to recapitulate.

TAXATION

1. We entered upon the duties of this office pledged to the people of this State that farm property and homes should not be raised in taxation except where improvement and increased value demanded—This promise has been fulfilled and farm lands have not been increased. The Legislature of 1923 passed laws giving us a Tax Commission that has not ruthlessly levied higher taxes upon that class who are unable to bear it. Taxes were assessed and equalized without court procedure and property has been held at its fair value and no complaints are being heard among our people. New capital is being attracted to our State, tax values are growing daily and our repealing of certain exemption laws, together with new industries producing pay rolls are rapidly advancing our tax assessments to enormous figures. This is shown by the figures taken from the report made by the State Tax Commission, which shows that our total assessments for 1922 were: \$943,516,122.00, while for 1926 it was \$1,108,005,144.00, or an increase in the last four years of \$162,278,892.00 in tax values and no lands have been raised, this advance coming from new industry and new tax values. If this policy is pursued and capital is invited to invest here and industries continue to come in, we will soon have enough revenue to meet every demand of the State. It occurs to me that if we hold a low rate of taxation we will encourage industry to locate within our borders, increase our tax values and make pay rolls for our people.

I invite your close scrutiny of our tax assessments and the work of our Tax Commission and believing that the last revenue bill is worth your careful consideration, I am recommending to you its re-enactment, for under its provisions we have been able to meet the obligations of the State under appropriations heretofore made, paid off certain outstanding indebtedness and added to the State's real estate holdings.

I realize that in order to carry on Government revenue is necessary and the demands of the State now are greater than ever before. Advalorem tax has been carrying the burden of taxation for years. Equality in taxation is fundamental. Stocks and bonds, hoarded money and solvent credits should be taxed. Other sources may be suggested, but bear in mind that heavy taxes on homes and farm and industry weakens rather than builds your tax assessments. I am of the opinion that taxes are now more nearly equalized than ever before in the history of the State. There is less complaint—No suits are pending. I, therefore, recommend the retention of the present Tax Commission law and ask of those to follow, a close study of their administration of same. I call your attention to their report and the recommendations they make. It is worthy of your most careful consideration.

ASSESSMENT OF SHARES OF STOCK.

The assessment of shares of stock of domestic corporations and banks was placed in the hands of the State Tax Commission and it has served to obtain a greater uniformity and equalization in these assessments. It has brought satisfactory results to the State and the tax payers. There is in our opinion no necessity for a change of this law, unless it be for the possible extension of the time for filing such returns, to agree with that for filing the regular tax returns.

FRANCHISE TAX

The Franchise Tax has worked satisfactorily and this administration increased this tax 57.7% over the previous administration and I refer you to the tabulation made in the report of the State Tax Commission.

AUTO LICENSE TAX

I respectfully call your attention to the report of the State Tax Commission of the Auto License Tag Tax—This fund, as you know, is set aside to pay the interest on Highway Bonds, allocate said bonds, maintain the Highways and pay the expenses of the Highway Department.

The total collections from this source, as shown by the report of the Commission for the past 4 years, was: \$7,044,315.82, of the amount so far as the expense of operation and administering the law, there was an expense in the 4 years of only \$138,010.39—This includes the purchasing and distribution of Tags, salaries of clerks, freight on tags and postage, printing of receipts, etc.

Out of these collections \$2,700,000.00 Bonds of which only \$600,000.00 was due, have been retired and are no longer liabilities of the State.

GASOLINE TAX

The Act levying an Excise Tax of 2 cents per gallon on gasoline was passed February 10th, 1923. This tax is allocated in equal proportions to the several counties of the State and as a consequence in the four years, each County in Alabama has received \$93,653.92. This tax is intended to build lateral roads, and Commissioners Courts should be required to use it for this purpose and for road construction and maintenance alone. I trust no diversion of these funds will be made.

The Tax Commission as now organized has functioned without a single law suit, without complaint, and I can but commend their policies and the laws under which they acted to your consideration for reenactment and continuance.

Under the Constitution, the Governor, is required to submit to the Legislature a Revenue Bill for its consideration. I, in accordance with this provision, transmit to you herewith the Revenue Bill enacted by the Legislature of 1923, which has been productive of much revenue without complaint, and I recommend it to you for passage with such minor amendments as you deem proper.

EDUCATION

The education of our youth is the most important subject perhaps with which you will have to deal. While this State has made great strides in the education of our people much remains to be done in order that every boy and girl may be given an opportunity in life. An educated citizenship is the greatest asset of any commonwealth. The people have shown that they earnestly desire a system of education that will carry the schools to the remotest corner of the State.

We now have a School State Tax of three mills, and a County Tax of three mills and a District Tax of three mills in addition to the poll tax for our elementary schools and even with this some of our communities only have a five (5) months school. This should not be. All our schools should be open and free at least seven (7) months in the year.

Every dollar should be made to count and all duplication and overhead expense and extravagance, if such there be, should be discontinued. The Educational System should be carefully scrutinized and every unnecessary expense curtailed and every duplication abolished and from the school to the University our system should be so related and connected as to make one harmonious whole. To do this will require exhaustive study, careful investigation and a thorough knowledge of our entire system in order to administer the funds in such a manner as to get the most possible good.

Alabama has taken no backward step in education during the last four (4) years. The people and the Legislature should know what is being spent for education in the State and to know further that there has been a steady increase for Educational purposes. Some months ago, Hon. R. E. Tidwell, Superintendent-Elect, compiled for me the following figures to show the amount spent for Education during the last eight (8) years:

In 1919 there was spent for educational purposes in Alabama...	\$ 7,892,076.00
In 1920 there was spent for educational purposes in Alabama...	10,092,733.00
In 1921 there was spent for educational purposes in Alabama...	12,542,799.00
In 1922 there was spent for educational purposes in Alabama...	14,590,013.00

Or a total for the four years prior to my administration.....	\$45,118,568.00
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A steady increase has followed.

In 1923 there has been spent for educational purposes in Alabama	\$14,919,243.00
In 1924 there was spent for educational purposes in Alabama...	15,738,598.00
In 1925 there was spent for educational purposes in Alabama...	16,350,960.00
In 1926 there will be spent—estimated—for educational purposes in Alabama.....	17,078,407.00

Or a total for the four years of my administration.....	\$64,687,208.00
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Increase in revenue for four (4) years \$18,968,640.00, or an average increase of Four Million (\$4,000,000.00) a year for the four (4) years of my administration.

Thus it will be seen that there has been a steady increase in revenue for education, both during my term and the term of my predecessor. May we not then confidently hope if the same policies are pursued that under our tax system as now administered there will be a like increase during the four (4) years to follow. While this increase has been made, more needs to be done. Our demands are greater, our school population is increasing—our facilities are lacking. Alabama is rapidly developing, and the more industries we encourage and locate in the State the more revenue we will have for our schools. The source of revenue from which educational funds were derived is as follows:

1. Millage Tax, State, County and District.
2. State Appropriation.
3. Sixteenth Section Funds.
4. Fees, donations, etc.

Under the Constitution 3 mills of all the advalorem taxes go to the common schools. In addition, the Counties and Districts levy a tax—Hence it will be readily seen that as tax assessments advance, school revenue will proportionately advance. Increased revenues reported above come from this tax largely and tax assessments have been increased by virtue of exempt properties being placed on the tax books and new industries coming into the State.

ELEMENTARY SCHOOLS

The beginning of education is in the Elementary School and this should be our first care. The country school must not be neglected and should be guarded with zealous care, for from these schools come our high school and college students, and many do not advance further than our high schools.

I am informed by our State Superintendent of Education that much more money will be needed in developing our Elementary schools. I, therefore, earnestly recommend in order to give more money to our Elementary Schools and to enable every school in Alabama to have a seven (7) months school term, that One Million (\$1,000,000.00) Dollars be appropriated out of the Treasury to be known as an Equalization Fund, to be used exclusively to bring every school up to a seven (7) months term. I further recommend that every safe-guard be thrown around the disbursement of this fund so that it may be used for this purpose and this purpose alone. This fund when raised should be sacredly guarded and used to give to the people in the poorer and remote sections of the State a school in keeping with more favored communities.

A State's first duty is to develop its citizenship and strengthen its manhood and womanhood, and, until we realize this, we will not measure up to our duties. With the exception of our three higher institutions of learning, the State Board of Education has charge of and supervision over our schools. The State Superintendent and his professional assistants exercise general control and supervision over our public schools. The personnel of the State Board of Education, in addition to the Ex-officio members, as now organized is as follows:

	Congressional District
Dr. D. T. McCall, Mobile.....	First
Jack Thorington, Montgomery.....	Second
W. L. Lee, Dothan.....	Third
A. L. Tyler, Anniston.....	Fourth
R. H. Powell, Tuskegee.....	Fifth
Cadwallader Erwin, Greensboro.....	Sixth
J. C. Inzer, Gadsden.....	Seventh
A. H. Carmichael, Tuscumbia.....	Eighth
L. Sevier, Birmingham.....	Ninth
L. B. Musgrove, Jasper.....	Tenth
Supt. John W. Abercrombie, Secretary and Ex-officio Officer, Montgomery, Ala.	

The State Superintendent of Education, clerical and professional assistants are the agencies through which this Board acts, the Superintendent being Chief Executive Officer.

The State Board of Education has adopted a Budget and made certain recommendations which will, no doubt be transmitted to you by the Executive Officer. I invite your careful consideration to same and sincerely trust that their recommendations will meet with your approval.

HIGHER INSTITUTIONS

The University, Auburn, Montevallo and our Normal Schools are in great distress for lack of buildings and equipment. Students are knocking at their doors clamoring for admission. High Schools are yearly turning out young men and women yearning for a college education. None of these institutions are adequately provided for. Alabama should be second to no State in giving our sons and daughters every advantage.

The people of Alabama have recently responded liberally to the call of the University, Auburn and Montevallo, to a building fund. The authorities should not be forced to this procedure. These Institutions belong to the State and the State should amply supply funds for their maintenance and needs. The needs of these institutions are so apparent that we must meet squarely the responsibility—Unfortunately these institutions are now main-

tained out of the General Fund of the Treasury—The sources of revenue to this fund, not otherwise appropriated by Constitutional provisions, are meager and insufficient to meet the active needs of these institutions. While the public schools have received much more revenue during the last four years (due to a constitutional provision) our Higher Institutions have not received an advance, although their demands are greater than ever before. A careful and impartial study of the situation will show that if we appropriated the whole of the General Fund to these institutions it would hardly meet their immediate needs. These institutions will never receive what they really need until they are placed in a position to receive a portion of the millage tax. I do not believe that the people of Alabama would turn down a proposition to tax themselves for the maintenance of these institutions. I, therefore, renew my recommendation of four years ago that a Constitutional Amendment be submitted to the people for a millage tax to be equitably divided among the University of Alabama, Auburn and Montevallo and our Normal Colleges as their needs may appear. To my mind, these institutions will never receive sufficient revenue to meet their demands, until same is fixed by the Constitution and not dependent upon annual appropriations. I believe that the people of this State are willing to support their Higher Institutions of learning. The Legislature can submit an Amendment to the people, which, if adopted, will put at rest forever the question of appropriation and fix in the Constitution a provision that will secure ample revenue for these institutions without each Legislature trying to find some way to raised funds to give these institutions a scant support—If this plan were followed and our people were advised as to our needs for these institutions, I believe the citizenship would rally. The people are willing to tax themselves if they know where their taxes are being spent.

I give warning that until a fixed revenue is worked out for our Higher Institutions of learning that they will never receive proper and adequate support for their maintenance and needs. Lets take the people into our confidence bravely and honestly and go to them with our needs and watch the unanimity with which they will respond to the State's call. In the meanwhile, some provision must be made to take care of their immediate needs. The present appropriations are insufficient and I recommend that you appoint a committee to take care of the Budget furnished by the President of each institution and as nearly as possible, and in such sums as the Treasury will stand, make these appropriations. It might be well for this committee to call into conference the heads of each of these Institutions and ascertain their urgent needs.

I desire to state further that some of these institutions are carrying interest bearing notes and I most earnestly urge that appropriations be made to these institutions in order to enable them to pay off this indebtedness, thereby saving the interest which is being presently paid out of their maintenance fund. I cannot too strongly urge that these appropriations be made as early as possible and the debts be liquidated. This recommendation is intended to include the Agricultural School at Sylacauga, Alabama, who incurred a heavy debt in erecting a building on the campus for State purposes.

Let me say that our higher institutions of learning are doing the best work in their history and deserve your most careful consideration.

SCHOOL FOR DEAF, DUMB AND BLIND

The Industrial School for the Blind, Deaf and Dumb at Talladega, Alabama, should receive our earnest and active support in order to care for those who have lost their sight and who are unable to communicate by sound with their fellowman, these call for our heartfelt sympathy and every op-

portunity should be given them and their infirmities removed as far as is possible. The needs of this institution are grave. Senator Oliver will present a bill for their relief and I earnestly recommend its passage.

ALABAMA BOY'S INDUSTRIAL SCHOOL

No institution is doing more for the youth of this State than is the Alabama Boys Industrial School at East Lake, Alabama. It is making high-typed men of boys whose tendency was toward crime and idleness. The Superintendent of this school and his able assistants are rendering efficient service and I cannot too highly recommend them. We must prevent crime by saving the boy before he becomes a criminal. This school is doing that. The State must not neglect its wayward youth. This school is perhaps the outstanding school of its kind in the South. I ask that you send a committee of visitation to this school to find out its needs, and if possible, supply them. I know nothing that is more conducive to our future citizenship, than the reclaiming of the wayward boy from the environment of crime and educating him to some honorable vocation. Let us then nurture and care for these wards of the State and thereby render a service to humanity. In this way crime can be lessened, morals can be uplifted, homes can be made happier and communities strengthened, by caring for the wayward and outcast and training them for honest endeavor.

STATE TRAINING SCHOOL FOR GIRLS

The State Training School for Girls located near Birmingham, Alabama, is on my heart. It is doing a good work but not functioning as it should. The plan of its organization has not been properly worked out. It needs thoughtful investigation and a more definite plan worked out for its administration. I recommend that a special committee be appointed, to be composed of a member from each House, the Director of the Child Welfare Department, the State Health Officer, a member of the Board of Trustees and the Governor-elect, and after a careful investigation submit to you a bill for its future management, control and supervision. This school is badly in need of funds for replacing buildings recently burned and enlarging their facilities. This same Committee could work out these plans. This School appeals to us as deserving your every consideration and I commend it to you as an institution worthy of your very best thought and help.

ALABAMA SCHOOL OF TRADES AND INDUSTRIES

There is a State Educational Institution at Gadsden, Alabama, known as the Alabama School of Trades and Industries established to educate and train our white boys in their life's work in all the trades and callings which their talents and desires call for, to raise their earning power and better prepare them to share in the division of wealth of the State which properly belongs to them, and at the same time, add to the State's wealth and resources. This institution has passed the experimental stage and is doing a wonderful work.

I would recommend that the incoming Legislature provide sufficient maintenance funds and funds for buildings and equipment which will enable this institution to function in the way it was intended, as easily as possible.

In view of the efficient and patriotic work of Honorable Watt Brown, who has made this school his life work and has made sacrifice for its success, I recommend that the name of the school be changed to Brown's Alabama School of Trades and Industries.

In conclusion let me add that during my administration all school teachers have been paid promptly and no educational appropriation has been delayed, nor have teachers been forced to discount their warrants.

SCHOOL BOOKS

Recently I authorized an investigation by the Attorney General and the State Superintendent of Education relative to the price being paid in Alabama for school books. It was ascertained that higher prices were being charged in Alabama for some school books than was charged in other States. The Alabama law contains a requirement which is intended to compel the sale of school books in Alabama at as cheap a price as the same book is sold in other States. This provision of the law states that the price is to be the same in other States "Where like conditions prevail as are prevailing in this State."

Some of the publishers who are discriminating against Alabama contend that they are not violating their contract because of this particular provision inasmuch as an alleged different method of distribution of books has been agreed upon by the publishers and State Board of Education as the best method of handling such distribution, which in some minor particular differs from the method of distribution in States securing a cheaper price.

It is the opinion of the Attorney General that this discrimination against Alabama is in violation of the present contract and several of the book companies have met the State's contention by adjusting and lowering their prices. I have authorized suits against those publishers which have not given Alabama the benefit of the lower price. In this connection I wish to advise that the laws of the State relative to school books be modified so that there will not exist any grounds for the technical contention which is now being made by some of the book companies to maintain a higher price for books in Alabama than in some of the adjoining States. And as far as possible the constant changing of school books be eliminated. I concur in the recommendation made to you in person on this subject by my successor.

STATE HIGHWAY DEPARTMENT

Perhaps the most intricate department, is that of the State Highway Department. It has been subjected to more criticism perhaps than any other, because of the difficult problems with which it has had to deal, and yet, in face of criticism and great difficulties, the Commission has done much constructive work.

In 1911 the Highway Department was organized. Its first members were R. E. Snruggins of Huntsville, John Craft of Mobile, V. B. Atkins of Selma, Dr. Eugene A. Smith of Tuscaloosa, and G. N. Mitcham from Auburn. These men have and deservedly have a high place among the leaders of thought.

The present Highway Commission is composed of Hon. Jno. A. Rogers, Chairman, Hon. L. G. Smith and Hon. R. P. Boyd, Associates—with Col. W. A. McCalla, Chief Engineer. These men have wrought constructively and history will write them as the pioneers in road construction in Alabama. Not one murmur of misappropriation of funds or wasteful use of money has been heard. To my mind, they should be commended for their splendid work.

Below is a resume which shows in some detail the work accomplished by this Administration and Highway Commission.

During the administration just closing twenty millions of the twenty-five million dollar Bond Issue have been authorized and sold; three millions

having been sold prior to October 1st, 1922 and there yet remain to be sold two million.

I desire to enumerate as briefly as possible the results obtained by the expenditure of this fund.

Prior to October 1st, 1922, the beginning of the financial obligations of this administration, there had been completed four hundred (400) miles of road in Alabama, one hundred thirty-five (135) miles of which were completed entirely from County funds and two hundred sixty-five (265) miles were participated in by State Funds.

On October 1st last there had been completed out of State funds on Federal Aid Projects one thousand two hundred forty-eight (1248) miles and on State Projects three hundred ninety-one (391), making a total of one thousand six hundred thirty-nine (1639) miles, not including the one hundred thirty-five (135) miles constructed by counties making an increase in mileage completed during the four (4) year period of one thousand three hundred seventy-four (1374).

There were about four hundred (400) miles of road under construction on October 1st, 1922 and there were eight hundred (800) miles under construction on last October 1st, or an increase of four hundred (400) miles.

When the present program is completed there will have been completed in the State of Alabama, as follows:

Completed by County Funds.....	135 miles
Completed by State Funds.....	1,639 miles
Under construction, State Funds.....	800 miles
	<hr/>
	2,574 miles

In addition to the above bids will be received on January 12th and 14th on sixteen (16) road projects aggregating 102 miles which will be placed under contract by January 17th.

The amount of funds now available, including a small amount from the old balance brought forward from the other administration in the amount of \$125,284.94, and refunds from the Federal Government and the two millions of bonds unsold will complete the program.

These facts are set out in detail on page two (2) of the Examiner's Report on the Highway Commission.

With reference to the book balance of over a million dollars to the credit of the Highway Commission on October 1st, 1922 it is a matter of common knowledge that this sum was not available in cash but the receipts which went to make up this balance had been expended for General Purposes, under a former Administration.

Therefore, when this balance is reduced it must be taken from the General Fund receipts and I have repaid about three hundred thousand (\$300,000.00) Dollars of this amount from that source.

Maintenance of Roads:

The maintenance of our Public Highways is just as important a matter as the continued construction of them, and probably more so. It is only through the proper maintenance of highways that the original investment may be conserved.

About seventeen hundred (1700) miles of road have been taken over for maintenance during the past four (4) years, and on October 1st, there were being maintained two thousand (2000) miles.

This mileage is made up of the one thousand six hundred thirty-nine (1639) miles completed by State Funds, one hundred thirty-five (135) miles constructed by Counties under the supervision of the Highway Commission over one hundred (100) miles of trunk highways, which was not built under

the supervision of the Commission but which it was necessary to maintain in order to make continuous travel possible and about one hundred fifty (150) miles of projects which are still classified as under construction.

That good roads well maintained have a direct influence on the General Fund of the State is evidenced by the increase in the assessed valuations and taxes collected.

I wish to call your attention to the recommendations of the Commissioner of Maintenance, Hon. R. P. Boyd, in a letter embodied in the Auditor's report which states that by October 1927 the Auto License tax will not provide sufficient funds for maintenance of roads constructed after that date.

Within another year about a million dollars per year will be needed for maintenance of state roads and this sum will continue to grow so long as roads continue to be built and the present ones become older.

I am of the opinion that some definite provision should be made for the continued maintenance of roads independent of any fund created to pay interest and retire bonds for road construction.

To quote from the last paragraph of a letter from R. P. Boyd, Commissioner in charge of Maintenance which is made a part of the Examiners Report, which reads as follows:

"If Alabama is to keep pace with the march of progress, the road system so well begun must be connected, but to build without adequate provision for maintenance will in the end, defeat the very purpose of construction."

At the beginning of this administration the Highway Commission consisted of twelve (12) members.

The Legislature of 1923, in its wisdom, changed the form of the Commission and reduced the membership to three (3). It was the opinion of that body then and is mine today, that such a Commission can function more efficiently and effectively and I recommend the continuation of the present form.

In this connection I wish to refer to the criticisms that were heaped upon this Commission until the report of the Examiners of Accounts was made public. After careful and painstaking study a very exhaustive report has been submitted by Messrs. Hankins and Henry on the activities of the Commission. This report is too voluminous to be made a part of this message except as a separate document. It is in the printers hands and a copy will be furnished each of you as soon as it comes from the press. I request that you give this report the most careful study as it treats in detail of the work of the Commission.

I quote from that report however, some of the comments made with reference to the personnel of the Commission.

"We have not been unaware of the criticisms of the Department that have been given circulation and the further fact that these inferences of inefficiency and mismanagement have, in too large a measure, fallen on fertile soil.

We are sorry that there will be those who will look for, and expect to find, references in this report to such matters; and we are delighted to be able to inform Your Excellency that, after exhausting all our resources, we have failed to find one scintilla of evidence of graft, maladministration, or misappropriation of funds. We refer, of course, to the expenditure of the funds as authorized by the Statute. We would not if we could, and could not if we would, comment on the wisdom of all expenditures. That is a matter of policy strictly in the hands of the Commission and the question of whether the types of the road, the alignment or grade, was correct is an Engineering problem and does not come within the purview of this examination.

That mistakes have been made by the Commission is more than likely, for "it is human to err", but even these have a value in that through our mistakes we become more perfect by learning to avoid them.

We are convinced of the fact that Hon. John A. Rogers, Chairman, and Hon. L. G. Smith and Hon. R. P. Boyd, Associate Commissioners, and their predecessors in office, are men and citizens whose integrity is beyond question, and who have been, and are, devoting their time and energy to their work in a patriotic spirit and with the purpose of rendering their best service to the entire State. All of these gentlemen have been identified in some way with every progressive movement for the betterment of roads in Alabama. Some of them as engineers, have been employed for many years, and in this capacity have given the State the benefit of their experience and technical training, but we doubt if any State can boast of a citizen that has given to it a service with less manifestation of selfish interest, or devoted a greater part of this time and talent, with the same degree of consciousness of a public trust, and to our belief, without hope of future reward, than has Chairman Rogers. While in some instances we have and do disagree with his policies we do not question his sincerity.

We are sure that the future years will bring about a full appreciation of this service in the minds of the citizens of Alabama and that upon the foundation he and his associates have laid for Highway construction in Alabama will be builded a monument of progress upon which the names of John A. Rogers and his associates will be indelibly carved."

I wish to add my endorsement to this tribute and know that those of you who really know the gentlemen who have composed the Highway Commission will agree with me.

"The completion of the work underway at the end of your period will practically exhaust the funds available for highway construction from the twenty-five million dollar bond issue heretofore authorized, and from such surplus money as became available from automobile license fund after this fund had supplied a sinking fund to retire the twenty-five million dollar bond issue, funds to pay interest on outstanding bonds, and funds for maintenance of completed highways and for the operation of the Highway Department.

"We wish to call your attention to a report of your Auditors showing the expenditure in each County. Where the Counties have not received their quota according to the law, we have left unexpended bonds or auto license funds to cover the appropriation legally due those Counties.

"The Federal Aid System which comprises the main arterial Highways of the State, comprises 3958 miles. With the work completed and now under construction, there will be approximately 1200 miles of gaps in the Federal Aid System. The Commission wishes to stress the importance of completing this System by filling in all gaps that remain in the highways now and will remain after the completion of highways now under construction, as rapidly as moneys can be made available for this purpose, in order that the citizens of the State may have the benefits of the completed highway system that will enable them to get to all large centers of the population by good, usable, all year around highways. In order to accomplish this as quickly as possible, we would stress the advisability of continuing to construct in accordance with the Stage Construction Plan, which is to build highways and surface with such type of surfacing as will give the needed service at the present time and for some years to come, only putting the high type expensive pavement on those roads where present traffic, or traffic soon to be anticipated may justify such pavement, using the valuable gravel, sand, clay, chert and stone deposits of the State in making temporary surfaces on those roads where the traffic justifies such surfacing.

"This plan of course, contemplates the ultimate paving of all of the main arterial roads in the State as traffic conditions demand and as financial conditions permit. The object of our recommendation being to first build a foundation, and drainage structures, which are the same for all types of roads and which when finished with some so called temporary surface, will as stated above, enable the people to get the use of the general system of roads at an earlier date than would be possible by paving all roads as they are constructed.

"In constructing pavements, it has been the policy of the Highway Commission, concurred in by Federal Bureau of Public Roads, to ask for bids on several types of pavement which are recognized all over the country as standard types, the purpose being to secure competition, which we feel could not be had should the Commission ask for tenders on only one type of surfacing. We believe that this policy has saved the State vast sums of money in the paving that has been done, and that if this policy is adhered to, the State will profit immensely thereby."

I submit the above extracts from the Commission's report for your earnest consideration.

The motor bus traffic of the State has developed and is developing very rapidly and these vehicles being very heavy and operated at high rates of speed, are damaging the highways very much more than a similar number of ordinary privately owned vehicles do. In concurrence with the Highway Department's recommendation, I recommend that some action be had looking to the regulation of this service, and that some system of licensing or taxing them be adopted that will cause them to reimburse the State in some measure for the damage done to the highways and that they be regulated as Common Carriers.

Within the last few years a great many small towns and communities traversed by the State Highways, have installed very restrictive speed limits for those using the State constructed highways and these regulations have been enforced in such manner as to cause the people at large to call them "speed traps", and have been a great source of annoyance to the traveling public who are using the State Highways.

I would recommend that some action be taken to put the fixing of speed limits on State constructed highways under the jurisdiction of the Highway Department, or some other State Agency, so that uniform and properly thought out regulations may be provided for the use of the State Highways, rather than haphazard regulations that are now being enforced. I also concur in the recommendation being made by the Alabama Association of Mayors and ask your earnest consideration of same.

Any mention of Alabama's roadbuilding would be incomplete without the mention of that great engineer, the late lamented W. S. Keller. To him perhaps, is due as much praise as any other man. As Chief Engineer from the inception of Highway Development in Alabama he gave of his thought, his energy and his time, and to him is more largely due the progress in Highway development. He has left his monument in roads and bridges all over Alabama, and his services are remembered by our people. He died in the service of his State as Chief Highway Engineer and has left to history a name that will endure. Peace to his ashes.

STATE BOARD OF ADMINISTRATION

The State Board of Control and Economy was abolished by the Legislature of 1923.

The State Board of Convict Supervisors was established in its place, retaining the best features of the old act and abolishing the other features which were found to be undesirable and impracticable. Later in the Session

of 1923, the name was changed to the State Board of Administration because it not only supervises the operations of the Convict Department, but has charge of all State property, unless otherwise provided, and is the general business agency of the administration.

The Board is composed of two members, a president and associate member, and those members have direct charge of the two departments of the Board; the President is in charge of the Executive Department and looks after the general business interest of the State; the Associate Member being in charge of all matters pertaining to the operation of all the State prisons and the activities connected with them. The Governor is ex-officio member of the Board.

Executive Department:

This department is under the supervision of the president, Hon. L. A. Boyd, and is charged with making all contracts, sale or purchase, of State owned property unless otherwise provided, purchase of supplies for all departments, the keeping of accounts covering the activities of the Board and administration of the State Insurance Fund.

Contracts made for leasing coal mines in which convicts are employed are referred to more specifically in the comment on the convict department.

Contracts for the sale of products manufactured by convict labor are handled through this department also.

Sale and purchase of farm lands in connection with the convict farm will also be referred to again under that department.

Purchasing Department:

All supplies and material for most of the departments are purchased through this Board. Purchases are made on basis of sealed bids and that this Department is functioning to the profit of the State is probably most clearly demonstrated by the increased volume of business handled by it. The total purchases made through this department during this administration have exceeded nine million dollars and is an increase of about three million dollars over the previous administration, although the purchasing for Educational and Eleemosynary Institutions have been discontinued since 1923.

The Accounting Department keeps a financial record of all activities of the Board.

The State Insurance Fund has been in operation for three years. This law brings the insurance of all State owned property, except the University of Alabama and the Alabama Polytechnic Institute, including State owned rural school houses, under the supervision of this Board. All State property has been inspected and values adjusted for insurance purposes. As a result of the operation of this Fund and this inspection the protection on all State owned property was increased 74.9% and the protection on rural school houses increased 138.61%.

With the exception of about five millions of dollars of excess insurance, which is reinsured in a standard insurance company, all of this is carried in this fund.

The total valuation of property covered by this fund is twenty-one and a quarter million upon which there is about sixteen and three quarter millions of insurance, over eleven millions of which is written at a discount of 40% from the manual rate.

There was appropriated by the Act creating the Fund one hundred thousand dollars to be used only in the event the premiums collected would not pay the losses and to protect the fund against an unusual loss.

All losses have been promptly paid and not one penny of the contingent appropriation has been used.

The operation of this fund has saved the tax payers of Alabama during the three years of its operation nearly two hundred thousand dollars in discounts and there was a net cash balance on hand October 1, 1926, of approximately, fifty thousand dollars. In addition to the above, thousands of dollars have been returned to the tax payers in payment of fire and tornado losses on property which would not have otherwise been protected.

The State of Alabama is nothing more or less than a gigantic business enterprise, you gentlemen of the Legislature are the Board of Directors and the tax payers, whom you represent, the stock holders. With the above showing made by the operation of this fund before you, I believe you will recognize it as a sound business policy and one which should be continued.

Convict Department:

This department is under the direction of the Associate Member, Hon. Roy L. Nolen, who has had the direct responsibility of the administration of all State prisons and their allied activities.

Probably the most constructive achievement of this Board has been the change in the basis of employment of convicts. It was the desire of this administration that the State should be paid for the use of convicts employed in the mines on a free labor basis and at the same time improve the working conditions of the convicts.

To this end an investigation was made as to the amount per ton at which the coal could be produced. The operators were then approached on the proposition of leasing the mine premises and equipment and coming to an agreement on the price per ton.

On account of the fact that each mine was operated by different methods and under different conditions it was necessary to work each contract out singly.

The Belle Ellen Mine was the first to be taken over. In this contract the coal was mined and owned by the State until sold. This contract became effective on February 1st, 1924, and this year was the hardest one on coal sales of any time in the past decade. In spite of this fact the contract produced more revenue than would have been received under the old plan, but was cancelled August 31, 1925.

The Flat Top Mine was the next to be taken over on July 1, 1924. Then Banner Mines on March 1st, 1925 and Aldrich Mine on August 1st, 1925.

All of the mines have been in operation on the new basis less than one half of the time and yet the increased revenue, or earnings, accruing under these new contracts has amounted to more than four hundred thousand dollars over and above the old basis of leasing the men to the company and the prisoners have been under the direct supervision of State employees at all times.

Under the provision of these contracts Alabama took another great forward step in providing compensation for prisoners injured while employed, or for their dependents. I am advised by prominent prison authorities that this is the only State in the Union, and probably the only place in the world, where such a provision is made.

We believe this fund should be used for the purpose for which it has been set up and when the contracts expire whatever balance may be on hand should be distributed to those receiving, or who have received compensation, on an equitable basis taking into consideration their physical condition at the time such operation ceases.

State prisoners are permitted to earn money over and above their normal days task. Approximately fifty percent of those who complete their task before calling time prefer to rest after their normal days task than continue to work. the remainder earn approximately *one hundred thousand* (\$100,000.00) dollars per annum.

In order to further protect the interest of the State, its employees and prisoners, catastrophe insurance was taken out covering each operation and group insurance, in which the employees participate in the premium, has been provided.

Old Prison Farm Number Five, which was non-productive and practically abandoned, containing 692 acres was disposed of for \$132,500.000 together with two other small tracts in Elmore county containing 136 acres for about \$4,500.00.

On the other hand nearly nine hundred acres were added to the Kilby farm lands, conveniently located on railroads and improved highways for less than was realized on sale of the above mentioned tracts.

It is the opinion of the Board that there will be enough timber and gravel on the new tract to pay for it and it is recommended that these resources be preserved indefinitely.

This administration has made one hundred thousand dollars worth of improvement in the erection and equipment of a modern dye house at Speigner.

This administration participated in the cost of Kilby Prison construction to the amount of more than one million of dollars and has made additional improvements in the physical equipment and improvements in the camp in the amount of about one quarter million of dollars.

Time forbids that this discussion be continued but a detailed report will be furnished each of you for your information and study.

I desire to commend in no uncertain manner the wise, careful and honest handling of this the most intricate and important department by Honorable L. A. Boyd and his Associate, Honorable Roy L. Nolen, who in purchasing and in administration have saved thousands of dollars to the State; I commend their system to their successors.

THE STATE CHILD WELFARE DEPARTMENT

The people of the State of Alabama have declared themselves in favor of giving every child in the commonwealth opportunity for full growth into useful and self-supporting citizenship.

Through decisions of the Supreme Court of Alabama run two well established principles of law: first, that a court of chancery sitting as the State's lawful over-guardian will do whatever is necessary to be done for the welfare of any child brought before it; second, that when the court comes to exercise this function, all other rights and interests are held to be secondary to those of the child.

The Legislature of Alabama, responding to the expressed wishes of the people, established a Department of State to promote the development of child welfare care in conformity with the two principles so often declared by the court.

The title of the act in itself expresses its whole purpose: "That in order that the State may more effectively exercise the duty and obligation which it owes to its minor children, who, for any cause are in need of its care and protection, there is hereby created and established a Child Welfare Department . . . which shall have and exercise the several powers, functions, and other duties inherent in the State for promoting the welfare of such children."

While the duties of the Department are manifold, the fundamental principles underlying the whole program of work are *prevention and reconstruction*.

Its present activities are divided into four divisions, namely, Child Labor Law Enforcement, Visitation of Child-Caring Institutions, Juvenile Courts and Extension, and Children's Aid and Home Finding.

I wish to call your attention to the fact that the present Director, Mrs. A. M. Tunstall, has been in office only five months, as the first part of the fiscal year 1925-26 was under the direction of Miss Virginia B. Handley, who resigned to get married.

Child Labor Law Enforcement:

Alabama is one of fourteen states in the Union having a child labor law which meets the standards prescribed by the last Federal child labor law. It is not the intention of the law to prohibit children's work, but to avoid child labor in Alabama and to keep children in school. The keynote of the law is better training for children before they go to work. This training is absolutely necessary if, in the future, we are to have strong men and women, well matured in mind and body, and able to carry on the work of the world.

Eight years ago the educational requirements of the Alabama child labor law were 60 days in school for the school year. The requirements have gradually moved up until today the completion of the 6th grade is necessary before a child can leave school and enter industry. The scholastic year of 1919-20 showed that 30 per cent of the children entering industry that year had only attended school 120 days and could not write their names legibly. Provisions for the completion of the 6th grade only became effective September 1, 1926. The records of the certificates for the year 1925-26 show that 31 per cent of the children employed had completed the 5th grade, 28 per cent the 6th grade, 17 per cent the 7th grade, and 24 per cent the 8th grade. Illiteracy among children leaving school to go to work is disappearing in Alabama. Of the 16 year olds who went to work the last fiscal year, 31 per cent had completed the 8th grade.

Physical fitness for the work to be undertaken by the child is prescribed, and no child under sixteen is permitted to work more than eight hours a day. Boys under sixteen selling newspapers must be known to be regular attendants at school. The inspectors of the Department enforce all these measures.

At least three child labor inspectors are needed to do the field work of the Child Labor Division. The Division now has only two. These inspectors spend about two-thirds of their time in the work of inspecting those establishments in the state where children are employed or likely to be employed. The remaining one-third of their time is spent in the office doing such clerical work as is involved in record-keeping, following up inspections by correspondence, etc. A minimum of three inspections annually is made of all establishments where children are usually employed. From one to two inspections annually are made of other establishments where children are likely to be employed.

Approximately 300 manufacturing establishments, 98 of which are cotton mills, were inspected from one to three times during the year, making a total of about 500 inspections of manufacturing establishments only. Nearly 520 miscellaneous establishments, such as business offices, billiard halls, cafes, drug stores, groceries, mercantile establishments, telegraph offices, repair shops, theatres, and like places, were inspected, making about 1,100 miscellaneous inspections, and a total of about 1,600 inspections for the year 1925-26. In addition to this 411 homes were visited, 182 visits to issuing officers and 257 visits to other officials, making a total of 850 visits, were made. To do this, the two inspectors traveled 18,114 miles, spending 364 days in the field and 181 days in the office.

In making inspections of establishments, the inspectors visit the homes of many children found in employment, whose ages may be doubtful, to examine evidences of age which may be in the possession of the parents. Approximately five hundred home visits are made annually.

The heart of child labor law enforcement is in the correct issuance of the permit to leave school and enter industry which is given to the child by the superintendent of schools. The provisions of the law make necessary the use of a number of blank forms, and the law further provides that all forms used in the issuance of certificates be supplied by the Child Welfare Department, also copies of laws and schedules of hours for employment must be furnished. In addition, a small amount of literature for publicity is distributed annually.

Institution Division:

The main work in child-caring institutions has to do with the promotion of better standards, the rendering of all assistance possible to those in charge of institutions, particularly in determining where children come from, where they go when they pass out and the supervision of the last named group. It is the aim of the Department to go back of all institutions and make every possible effort to mend weak or broken homes before the children of such homes are unloaded on society for maintenance and education.

Julia Lathrop, first chief of the United States Children's Bureau, has said: "No child should be removed from its own home unless it is impossible to make the home safe for the child or his continuance in the home safe for the community."

An attempt to put this principle into practice is indicated by the combined efforts of the County Superintendents of Child Welfare, where there are such, the visitor of the Institution Division, and the Extension Secretary of the State Child Welfare Department. In studies made of children's cases adjusted by county workers with the assistance of officers from the State Department, it is shown that during the last fiscal year Houston County saved to itself 69 children of 12 families; Covington County, 33 children of 11 families; Walker County, 70 children of 21 families; Etowah County, 19 children of 9 families.

The workers of the Child Welfare Department and those people connected with institutions know full well that the time has not come in Alabama when the institutions do not have a distinct service to perform. For hundreds of children there is at present no other refuge. Further, there is, there always may be, a certain type of child which only the institutions can save, but more emphasis must be placed on *the home*—the preservation of the home when possible, and the placing of children, really placeable, in foster homes.

The promise of the present educational program in this particular was clearly indicated when a superintendent of a child caring institution in Alabama was asked to name what he thought to be the ideal institution for a child. Like a flash, the answer rang out: "The Home "

He knows that, for the present, institutional care in hundreds of cases is necessary. His ideal is the home!

And for the present, the institutions need the support of their patrons more sorely than ever before because the institutions are undertaking bigger and better jobs.

There are today 20 institutions caring for children in Alabama, and a number of so called Emergency Homes, which the Department Visitor advises with and assists in every way possible to promote right standards of work in child care.

Perhaps the most outstanding service rendered the institutions by the visitor from the Child Welfare Department has been the mental classification of problem children—a service the Department is proud to be able to render through its well-trained worker.

Juvenile Court or Extension Division:

Efforts to assist a destitute mother to keep her children or to force a deserting father to assume his natural obligations, lead the Department worker directly into the juvenile courts of the state. The law provides that the department shall promote the development of such agencies, advising with the judges and supervising the probation officers. The plan is to make the juvenile courts the central social agencies in children's matters. They are to be strengthened and made able to cope with difficult problems. They must seek and secure the hearty and cordial cooperation of every public and private agency in the community. They must become a part of a broad-gauged, well-coordinated welfare system which undertakes to build around the life of the child every possible influence for good and lead him steadily along the way of life to a self-supporting, self-respecting citizenship.

The Department has been assigned definite duties in the juvenile courts of the 67 counties of the State and also assigned the difficult but constructive task of studying conditions throughout the counties and of making known to the citizenship of the State such causes of dependency and neglect which may be discovered. The 1923 session of the Legislature enacted a very excellent juvenile court law amending the Act passed in 1915 which applies to all counties of the State not having special acts. There are three such counties, namely, Mobile, Montgomery and Jefferson.

In addition to this measure a law was enacted which makes permissible the organization of county boards of child welfare. This was done for the obvious purpose of permitting county courts of commissioners or boards of revenue, and boards of education to combine their interests and employ a county welfare worker whose duty it shall be to serve the juvenile court as probation officer and the schools as attendance officer. This effort to effect county organization for the purpose of meeting county child welfare problems in their local communities represents without doubt one of the most forward steps ever taken by the State of Alabama.

There are fourteen counties in the State today having organized juvenile courts or county welfare boards. They are as follows: Calhoun, Coffee, Covington, Dallas, Etowah, Hale, Houston, Jefferson, Lee, Mobile, Montgomery, Shelby, Tuscaloosa, and Walker.

Children's Aid Division.

The Children's Aid Division is in reality an extension of service offered the juvenile courts in the 67 counties. It undertakes for the entire state, as it should, the placing of homeless children in good homes and the working out of ways and means by which destitute mothers and their children may be saved to each other when there are no local family welfare units in the community to serve such families—seeking first in all cases the reservation of the family unit.

All the states in the Union today except six (and Alabama is one of the six) make provisions for helping worthy mothers to keep their children in their own homes.

But in Alabama there are no provisions on our statute books for assisting children of destitute mothers by means of funds from either the state or county treasuries, except by commitment to almshouses. Outdoor relief (that is, public money appropriated direct to the family) is prohibited in all counties operating almshouses. In other words, destitute children must be thrust into the county almshouses, if the county has such an institution and most of them have, before assistance can be furnished by the county. The burden of the work of this kind must be assumed largely by the children's aid division.

The State Child Welfare Department is committed to the principle that the home is the best place for the child. The Department proceeds upon

the theory that destitution in a child's home brought about by death, or desertion, or other causes, and through no fault of the child, should not be cause for breaking up the home. On the other hand, if there exists no possibility of rehabilitating the home, or if there is no home, the Department undertakes to place homeless children in normal homes, within the state, for adoption.

According to an estimate made in 1920 (arrived at by methods of computation too lengthy to state here, but which seem sound), there were at least 10,000 dependent, neglected and delinquent children in the State of Alabama in need of special care. Of these, not over 3,000 could be cared for by institutions. No other organized work for children existed. We have no reason to assume that the number of children in need has grown less.

As an indication of the need of saving children in Alabama, attention is called to the fact that the Children's Aid Division was actually in touch during the last fiscal year with 1046 children. This represents 1046 appeals for assistance in some sort in some way. It does not mean at all that the Department was able to receive this number—far from it—even if commitment to the Department had been the right thing. At the beginning of the last fiscal year, the Division had 362 children under supervision in their own homes. By keeping in close touch with these children, the Division was able to keep them in the homes, saving both homes and children to each other. And, during the fiscal year, the Children's Aid Division was able to go into local communities and save to their own homes, or to relatives' homes, 321 children. During the year, these homes were all so strengthened that the homes of 184 children were discharged from supervision,—that is, the families had been built up to the point that they were able to go on themselves and no longer needed guidance.

The Division actually had committed to it only a small number of children, the number being 138, and of these 39 were returned to relatives. During the year 126 children were placed for adoption. This does not mean that these children were all received this fiscal year. Some of them were on hand at the beginning of the year and some of the children committed during the year are still on hand.

In order to accomplish what was accomplished by the Children's Aid Division, the following visits were made and miles travelled:

Visits made in investigating applying homes.....	627
Visits made in investigating children's matters.....	1,405
Visits made in supervising children.....	3,526
Visits made to clinics and doctor's offices.....	430
Miles travelled	64,883

The Children's Aid Division has been unable to respond to the demands made upon it by the State because of the lack of adequate funds. Up to this time, the Department has been compelled to solicit private donations from the people of the State, in order to carry on at all. Last year over \$20,000 had to be raised in this manner to carry the children committed to it through the fiscal year.

This ought not to be. If little children in need are to be manufactured into citizens, this Division must receive more means with which it can save child life.

Indeed, insufficient funds compels the restriction of the activities of the Department in all its divisions of work, and yet it carries bravely on looking to that brighter day when Alabama will be a better state for a little child to live in!

The Governor, in order to aid in administering this Department, has contributed annually something over \$5,000.00 from his contingent fund.

I wish to call your especial attention to the 1925-26 Annual Report of the Director of this Department, Mrs. A. M. Tunstall, and ask that most careful consideration be given to same. I also call your attention to the quadrennial report submitted by her.

I desire to commend the work of this Department and recommend that an additional appropriation of fifty thousand dollars (\$50,000.00) per annum be made for its administration and maintenance.

STATE HEALTH DEPARTMENT

The forward strides of the State Health Department during the past four years have brought a keen sense of satisfaction to the administration. Eleven new fulltime county health services have been organized bringing the number up to thirty; the counties comprised in the new territory covered are, Escambia, Limestone, Franklin, Marengo, Marshall, Coffee, Jackson, Lawrence, Lee, Chambers and Tallapoosa; this means that approximately 340,000 more of the state's population have been brought within reach of the benefits of a local agency which devotes itself to guarding the health of the people, preventing the spread of communicable diseases, fighting the dangers of soil pollution through the building of sanitary toilets and the administration of anti-typhoid vaccine; conducting campaigns for the eradication of mosquitoes and the prevention of malaria; carrying into the very heart of the country home the intimate instruction of nurses which contributes to the safety of mothers in childbearing and to the normal development of our future citizens during the period of their greatest helplessness. Alabama's rural health program has proved so successful that visitors from every country on the globe have come to observe it.

Approximately 939,000 Alabamians still live in counties which do not support a fulltime county health service; these are predominantly rural counties. Even here the state board of health has shown a commendable industry and adaptability to circumstances.

To all counties are available the results of the epidemiological studies based upon the reporting of communicable diseases by local physicians; five branch laboratories have been established making prompt diagnostic service available to the remotest citizen within a twelve hour period this includes the mailing of vaccines and anti-rabic serum as indicated. Here again the individual physician is the local representative of the state board of health and carries out a lifesaving measure formerly conducted at the central laboratory in Montgomery at three times the expense of the present practice; this change has more than doubled the use of the state laboratory by rural citizens.

In every rural county of the state indigent cases of venereal disease may find within a reasonable distance a co-operative clinic where treatment may be secured at a nominal fee, necessary medicines being furnished free from the state board of health and administered by a local physician who is under contract to perform this service at a small cost.

The rules and regulations of the state board of health with regard to the impounding of waters are responsible for the adoption of malaria control measures by the power companies concerned.

All city water supplies are by law placed under the supervision and control of the State Board of Health. This service is not contingent upon a local health organization.

A milk sanitation program has been devised which may be adopted by any incorporated town or municipality. This program has beneficial results which are twofold: health conditions are improved and the economic welfare enhanced through development of the dairy industry.

An inspector from the state bureau visits and rates every hotel in the state and enforces an established standard of maintenance for these as well as other food handling places.

The record of Alabama's investment in health service during the last ten years makes an interesting story; in 1917 the legislative appropriation to the State Board of Health amounted to 1.1 cents per capita; county funds supplemented by federal and voluntary agencies raised the per capita expenditure throughout the state to 8.4 cents. In 1925 the legislative appropriation to the State Board of Health amounted to 8.7 cents per capita; county funds supplemented by federal and voluntary agencies raised the per capita expenditure throughout the state to 33.9 cents.

A study of the records and reports of the State Board of Health together with even a cursory inspection of the records of the present economic status of our people convinces me that every dollar of state funds which has been invested in health protective measures has actually brought to the state many times its equivalent in freedom from pain and sickness, higher levels of health and efficiency in our workers, lowered death rates, the saving of millions of dollars due to the saving of health, increased production of wealth due to increased health.

If Alabama is to go forward and not back it must continue to expand its health activities and extend the service now available to 60% of its population so that the 40% now lacking a local service may supercede the efforts of the central office by a local organization.

Or in the continued absence of such an organization in a considerable number of counties it must more adequately finance the central office activities best calculated to compensate for lack of local health departments.

In most of our modern cities 50 cents per capita is regarded as a modest expenditure for health protection. Alabama has never exceeded 34 cents even including all funds from outside sources.

I believe that an aggregate investment of \$1.00 per capita would be a reasonable and profitable one for this state and I believe further that our state health organization is capable of making such an investment pay dividends to our people that would enrich the lives of all of us.

A proposed program of expansion with very careful budgetting has been worked out by the State Board of Health for the next quadrennium, it involves taking over such work as has been built up by outside agencies and a reasonable expansion of the board's established activities; it calls for a gradual annual increase through the four years reaching a maximum of a little more than a quarter of a million dollars. I recommend the adoption of the entire program when submitted.

BUREAU OF INSURANCE

I have the honor to call your attention to the operation of the Bureau of Insurance, which is directed and presided over by Frank N. Julian, as Superintendent of Insurance.

For the four year period 1923-26 this Department of the State has shown most remarkable growth both as to revenue and to the services rendered the general public. To the head of this Department I desire to give credit for a most intelligent, constructive and progressive administration; Alabama's Insurance Department is recognized throughout the nation as one of the best managed State Departments, and the head of the Department has been signally honored by the National Convention of Insurance Commissioners, an organization of State officials which was established in 1870.

The Bureau of Insurance was created as a separate Department by Act of the Legislature in 1915. Since its creation, Acts of the Legislature of 1915, and from that date to the close of the year 1926, the total revenue from this Department has amounted to \$6,406,797.42.

For the preceding quadrennium (1919-22) the total receipts of this Department amounted to \$2,198,000.16, and the total expense of operation for the said period amounted to \$3.24% of receipts. During the quadrennium mentioned, the expense of the workmen's compensation law was paid from the general funds of the State and is not included in the above computation.

For the quadrennium 1923-26 the total receipts of the Bureau of Insurance amounted to \$2,968,226.30, and the expense of operating the Bureau of Insurance amounted to 2.93% of receipts. From 1923 to the close of 1926, however, the expense of the workmen's compensation law was passed over to the Bureau of Insurance, and this expense has been borne out of the receipts of this office; including both expense of operating the Insurance Department and the Workmen's Compensation Division, the ratio of expense to total receipts amounts to 3.49%.

It will be noted the increase in gross revenue in the last quadrennium named over the preceding quadrennium is, therefore, \$770,226.14. For the last year, 1926, the receipts of the Bureau of Insurance were the largest in its history, amounting to \$865,052.33. Increase of revenue in this Department has been brought about without any increase in taxation or license fees.

This Department of the State Government is one of the most important of the several Departments in that it has supervision and regulation of all insurance carriers operating in Alabama, and as insurance is a vital and necessary part of every business activity the Department should be given your most careful attention to the end that it may continue to function intelligently and progressively for the State. The Superintendent of Insurance has made certain recommendations in the Annual Report of the Department, which I concur in, and which I would direct your attention to as set out in the Annual Report of the Bureau of Insurance.

Like all growing Departments, certain legislation is needed, and I would, therefore, point out to you the legislative recommendations as contained in the several Annual Reports of the Bureau of Insurance for the quadrennium 1923-26, and I would especially call your attention to the following:

Code Amendments:

In the adoption of the 1923 Code, certain laws adopted by the 1909 Legislature were inadvertently omitted. These omissions occurred without intent on the part of anyone and should be reenacted in order that the mutual aid laws and other laws affected be brought up to date and restore to the Bureau of Insurance the supervisory powers granted in the former laws.

Fraternal Insurance:

I cannot too strongly recommend the repeal of that portion of the 1923 Code levying a premium tax on fraternal beneficiary societies. This provision for tax on fraternal does not appear in the 1907 Code, nor does it appear in any of the subsequent Acts of the Legislature. Careful inquiry leads me to the conclusion that its incorporation in the Code of 1923 was clearly an inadvertence. No State levies a tax on the small contributions of fraternal members, as it is clearly recognized that the funds of these societies should not be taxed but they should be given every safeguard and no undue expense placed upon these purely fraternal and beneficial trust funds. I am unable to see any good reason for retaining this provision in the law and thereby adding a burden in this State that is out of line with the policy of other States of this Union relative to fraternal benefit societies. I might add that under the construction put on the law by the Attorney General it has brought no additional revenue.

Medical Aid, Hospital Insurance, Etc.

There is urgent need for additional laws to give the Bureau of Insurance supervisory and regulatory authority over so called medical aid, hospital insurance associations and concerns of this kind, and, therefore, I request that you give your attention to this subject, which will be brought to your attention in the report of the Bureau of Insurance.

Agent's Qualification Law:

The enactment of a law governing insurance agents in this State is recognized as necessary by the agency force of the State and the licensed companies operating in the State. This enactment is being accomplished in practically all of the States, and wherever a sane qualification law is enacted it saves to the people of the State much money and raises the personnel of the insurance business.

For the year 1926 a total of approximately sixteen thousand agents' license were issued; this is an increase of approximately four thousand license over 1922, or at the rate of one thousand additional license per year for the last quadrennium.

Building Code—Fire Waste:

Your attention is directed to the unusually high fire losses in Alabama, and I would call attention to the necessity of legislation to reduce this almost criminal waste; to that end, I recommend the enactment of such building code laws as will in your judgment tend to decrease this abnormal waste of property, and such other regulatory laws as may be needed.

Workmen's Compensation Law:

For the quadrennium, 1925-26, the operation of the Alabama workmen's compensation law has been under the direction of the Superintendent of Insurance, who as Workmen's Compensation Commissioner Ex-Officio has also handled the detail of the workmen's compensation law. Above I have pointed out to you the expense of the operation of this law. Under the law the Superintendent of Insurance is charged with duties as regards rates and insurance companies. Faithful and efficient attention to this law has resulted in the saving to injured workmen of substantial sums of money, wherein the office has checked up payments and secured for the injured employees many settlements in cases where it appeared that the workmen had not been properly compensated under the terms of the law.

Much time and attention has been given by this office to an educational campaign pointing out how the insured industries could secure better rates and at the same time improve working conditions for the employees. With the limited funds allotted for this work the results have been most commendable, and in line with the suggestions of the Compensation Commissioner I would recommend that for the better operation of this law authority be given the Commissioner to employ at least two safety engineers and fire prevention experts. The work of such experts would undoubtedly create a reduction in rates to industries, both in compensation and fire insurance.

If the legislature continues the operation of the workmen's compensation law through the Bureau of Insurance, then I would respectfully recommend that certain amendments be prepared to this law looking to a better administration of same. The waiting period under the present law should be shortened and the maximum benefits thereunder should be increased; authority should be given the Compensation Commission to enforce compliance with the provisions of the present law, and this official should be required to bring to the attention of the proper courts certain cases arising under this compensation law.

Domestic Companies:

I would further call your attention to the marked progress being made by our domestic insurance companies, and point out that according to the last annual reports on file that the five domestic legal reserve life insurance companies show admitted assets of more than thirteen million dollars, with net reserves against their outstanding policy obligations of approximately eleven million dollars, and with capital and surplus of approximately two million dollars; the premium income of these life companies shows more than four and a quarter million dollars annually, and these companies are serving the citizens of this and adjoining States and making their investments in securities of this State, thereby aiding toward the development not only of their home State but of those States in which they operate.

The State is now the home of two legal reserve fire insurance companies, one of which has been in continuous and successful operation since 1866, and one of which was organized during the past year, both having ample capital and surplus; and the two fire companies are also contributing toward the financial upbuilding of the State and supplying to the citizens of the State sound insurance.

Our home companies, together with those companies of other States that are transacting business within our borders, should be encouraged, for these institutions are supplying to the citizens of this State not only insurance protection but a market for our own securities and contributing toward the upbuilding of the State financially, commercially and industrially.

FIRE CONTROL AND PREVENTION.

Annual reports of the Department of *State Fire Marshal* show a very helpful and hopeful sign. Fire destruction in the state and fire fighting equipment and upkeep expenses, all together, constitute one of the largest economic problems with which the state is confronted, running, as it does for destruction and prevention expenses, high into the millions annually. While we cannot be exact in our estimates and deductions, conservative experts say that this one item, exclusive of forest fires, would total twelve to fifteen millions (\$12,000,000.00 to \$15,000,000.00) dollars annually. Loss of human life in this way also is very great.

This is startling and, in my opinion, should arouse and bestir even the most careless and thoughtless individual to active work for fire prevention and control.

The splendid work of the State Fire Marshal of Alabama for the past four years in fire control and prevention efforts has been given international recognition, resulting in his election to the office of president of the Fire Marshals Association of North America, which organization has a membership covering the United States and Canada. I desire to heartily commend him for his fine and intelligent, as well as constructive and effective service to his state and the country and our neighboring country to the north. His reputation has, during this quadrennium, become international, as an effective worker in fire control and prevention.

While there are defects in all reporting services, the reporters of the Fire Marshal Department have been the same all of the four years and these reports show that there has been a decrease in losses during the quadrennium of approximately three and a half millions (\$3,500,000) dollars. No claim is made that this is absolutely accurate but it shows the trend of efficiency in combating this terrible economic drain upon our people.

This Department is maintained by a special tax upon a special business interest for this special purpose. This special tax produces a fund of approximately thirty-eight thousand (\$38,000.00) dollars annually. The State Fire Marshal, the State Board of Administration and the special business

interests supplying this special tax concur in the opinion that all of this money should be devoted to the efforts of the state in fire control and prevention.

During the quadrennium convictions for arson and fraud in the state courts has approximated a total of one hundred and twenty-five (125) years of hard labor sentences being imposed by these courts.

I recommend revision of the arson and Fire Marshal Department laws of the state in the following specific features:

This work being essentially different from the usual law enforcement endeavors, the word "Marshal" is misleading and it is recommended that the Department be given a name more in keeping with its actual work and duties.

That the arson laws of the state be revised so that more modern and model statutes might cover this subject.

That the Fire Marshal be given discretionary power for using portions of his funds for employment of special counsel for presenting cases to grand juries, etc.

That he be given the same powers with reference to employment of special detectives and investigators when it is found necessary by him.

That the annual salary of the State Fire Marshal be fixed by law at a sum equal to other Departmental heads and directors and that the salaries of deputies be made such that high class, intelligent, efficient and effective men may be employed for this class of work.

The high objective of this Department being a reduction of fire losses to such an extent as to result in lowered insurance rates, it is my belief and hope that, with these amendments and with this law intelligently and efficiently administered, we would be warranted in expecting such results in a comparatively brief time.

MILITARY DEPARTMENT

The National Guard is now organized under the provisions of the National Defense Act, 1916-24 of the United States and the revised laws of the State of Alabama, which have been rewritten and amended in compliance with provisions of the National Defense Act so that the State can enjoy the benefits of Federal Appropriations and the issue of Federal owned clothing, animals and equipment for all branches of the Military Service. The number of personnel and organizations, the kinds and types of such Units and their location throughout the State are as prescribed by the Secretary of War through the Militia Bureau after conference with the State Military Department.

Steady progress has been made in organization and reorganization work since October 1, 1922. Six (6) organizations have been reorganized in new stations, and twelve (12) new Units organized and given Federal Recognition. Benefitting by experience of the past, when it is found necessary to move the Station of a Unit and reorganize it, and when organizing a new Unit, every possible safeguard is taken in the preliminary work to assure permanency. Not only volunteer Military Manpower of the proposed station is gone into thoroughly, but a thorough investigation is made of the ability of the station to produce Commissioned Officers and insure the quality of leadership that is essential to success.

A very important condition and which is a source of gratification to the State is that during two of the years of my administration, these years being the only ones in which public reports were made, organizations of the National Guard of Alabama have been given efficiency ratings that placed these Units at the top of the list of National Guard Organizations throughout the United States.

Because of lack of Federal Appropriations only a few Units have been allotted to the State for "Immediate Organization" during the past four years. Appropriations from the National Government will in all probability be increased during the coming four years with the ultimate object of completing eighteen (18) Infantry and four (4) Cavalry Divisions of the National Guard throughout the United States. To meet this probable condition recommendations are made that sufficient additional appropriations be made available by our State Legislature to meet the proposed program of the Federal Government and enable the State to accomplish its part in this plan of National Organization for the "Common Defense."

PRESENT ALLOTMENT OF NATIONAL GUARD UNITS BY THE WAR DEPARTMENT.

The present allotment of National Guard Units to the State in my opinion are preferred Units, enabling this State to organize completely, within its own boundaries, such units as Battalions and Regiments. All Organizations in our allotment either belong to the 31st "Dixie" Division or the 23rd Cavalry Division. The results of obtaining complete Major Units in our allotment has enabled the State to group these Organizations by areas which has resulted in the upbuilding of morale and enabled the Federal and State Government to carry on maintenance, instruction and training work with the least loss of time and comparatively small expenditure of money in travel. The organizations are now in the best possible situation for maintenance and continued progressive development in efficiency.

STRENGTH

The strength in personnel of the National Guard has not been increased because of limitations placed on the various States of the Union because of lack of sufficient Federal Appropriations for Armory Drill and Field Training. However, the number of organizations has been increased during the past four years, this being accomplished by reducing the maintenance strength of each Unit in accordance with new tables of organization, making maintenance appropriations available for paying the personnel of the new Units, still keeping the total strength of the National Guard within the limits prescribed by the Federal Government, which during the past year was 2758 officers and enlisted men. The Federal Government has authorized the State to increase the maintenance strength on January 1, 1927 to 2824 officers, Warrant Officers and Enlisted men. The actual strength of our National Guard today is 2831 Officers, Warrant Officers and Enlisted Men.

PROPERTY AND FINANCE.

The amount of property issued the State by the Federal Government is valued at approximately \$1,787,099.92, and the amount of Federal Funds handled by the U. S. Property & Disbursing Officer during the past four years is a total of \$659,579.78. This amount does not include expenditures of Federal Funds by Army Finance Officers in the settlement of accounts for transportation, forage, caretakers and schools. With these expenditures added there has been disbursed by the Federal Government largely through the U. S. Property & Disbursing Officer connected with the Military Department approximately \$1,000,000.00 in the past four years. These conditions emphasize the necessity of retaining in the Military Department experienced help endowed with capacity and high sense of responsibility as the State is bonded for the safe-keeping and proper use of this property and the handling of these large sums of money.

The State Property & Disbursing Officer is responsible for the State Military Appropriations and during the past four years has disbursed out of the total appropriation of \$335,000.00 a total of \$297,643.50. During the past four years \$37,356.50 has reverted to the General Treasury, unexpended. This return does not include the cost of permanent arsenal and warehouse, which amounted to \$33,799.43. Since this building is permanent, it should not be rated among Maintenance Expenses that occur from year to year, and in my opinion, should not be included in the actual maintenance expense of the National Guard. With this condition, the total returned to the Treasury and invested in this building would represent a practical return to the General Treasury of \$71,155.93. The strictest economy has been practiced in the Military Department and no effort has been made to spend the total appropriation, simply because it was available. The reason for requesting appropriations that are possibly larger than may be needed for maintenance expenses is because Federal Maintenance Appropriations are made from year to year and probably will be increased, causing the State to be required to increase the number of Military Organizations and the State must be prepared with appropriations to bear its part of the maintenance expenses.

"OTHER FUNDS"

Money credited to World War Organizations of the Alabama National Guard known as "Other Funds" are being returned to the State and paid to reorganized Units in the World War Stations throughout the State, and to date we have received \$29,779.30. The remainder of this fund, approximately \$12,000.00 will undoubtedly be received within a reasonably short period of time.

STRIKE AND RIOT DUTY AND AID IN DISASTER.

The State has been fortunate in that emergency calls for the National Guard in aid of enforcement of law, protection of lives and property, and aid and relief of our citizens in disaster has been of a comparative minor nature. On the few occasions that Troops have been called, their conduct has been exemplary and the subject of the highest commendation by our citizenry, all duty being performed effectively and promptly.

BUILDING OF STATE ARSENAL AND WAREHOUSE

The State in 1925 completed a mill construction, fire proof, arsenal and warehouse and a magazine on the State-owned grounds near Kilby. This was an economic measure as cost of rental of warehouse space in and about Montgomery was prohibitive.

TRAINING

The training of our National Guard is under the direct supervision of a corps of Regular Officers and Non-commissioned Officers detailed by the Federal Government for duty in the State. Their work has been very satisfactory.

WORLD WAR RECORDS

Records of Alabamians in the Army, Navy and Marine Corps during the World War are practically complete in a single Card Index in the Military Department. These records are valuable reference and are constantly being referred to by our citizens and former soldiers.

COATS OF ARMS

Coats of Arms of all Flag-Bearing Organizations have been designed by the State Military Department and approved by the War Department. These insignia appear on the flags and standards of Organizations and are worn as ornaments on the uniforms of officers and men. They depict the Military History of the Organizations and serve to increase morale and organization pride.

STATE SERVICE MEDAL

A state Service Medal has been designed by our Military Department and is available for distribution to those whose service meets the requirements of Military Laws.

SPANISH AMERICAN WAR BACK FUND PAY

The State still has in its Treasury \$7,423.78, back pay, Spanish American War Veterans. During the past four years only \$31.29 has been paid out of this fund. I recommend that this fund be invested in good securities by Executive Order and the interest be used in caring for Spanish American War Veterans.

WORLD WAR TROPHIES

Without appropriations for this purpose our Military Department put on a campaign among our various Counties for the purpose of accumulating sufficient money to pay transportation charges on the Federal Government Allotment of Trophies, captures by the American Forces in the World War, from the Arsenal in New Jersey to Montgomery. \$2624.47 was collected and the trophies have been received and distributed throughout the State. The Military Department should be commended for their success in accomplishing this without Public Appropriations.

LEGISLATION

(a) The present laws are the results of Acts of several Legislatures since 1907, and it is believed advisable to rewrite these Acts so as to co-ordinate and clarify the various sections by consolidations and revisions, but in no sense changing the intent of various Acts and Sections in any essential features.

(b) It is recommended that appropriations for the organization and maintenance of the National Guard be increased from \$83,750.00 to \$90,600.00 per annum as recommended by the Military Department to the State Budget Commission. This increase will enable the State to organize and maintain additional organizations during the coming four years, which will be accomplished in regular increments in accordance with the plans of the War Department, and as Federal Appropriations are made available for maintenance.

(c) It is recommended that an Armory Building Measure be enacted, if a practical way can be found for raising money for the necessary appropriations. The outstanding need of our National Guard Organizations is a proper place in their home stations to assemble for training and take care of the expensive equipment issued these Units by the Federal Government for which the State is responsible.

(d) As mentioned before, our Military Department has only one card file of Service Records of practically 90,000 soldiers, sailors and marines of the World's War. It is recommended that the State make appropriations for cross-filing these records and serious consideration should be given

the matter of putting these records in book form by Counties so as to make them readily available for private and public reference.

CONCLUSIONS

Our Military Department, has by persistent effort during the past four years obtained by exchanges, conversions, releases, and new allotments of Units placed the State in a most advantageous position for completing Major Organizations such as Battalions and Regiments and it is in my opinion highly important that these plans be carried out, which will result in a higher state of morale, increased interest on the part of the personnel and the citizenry in those sections of the State to which these Units are allotted, and further increase in efficiency.

The Military Organizations of our State in all Branches of the Service have been brought to a high state of efficiency and have been repeatedly commended by inspecting officers of the Regular Army and now ranks with the best National Guard Organizations of the Country, both in equipment and personnel.

LAW ENFORCEMENT

At no time in the history of the State have the laws been more rigidly enforced than during the past four years. The Law Enforcement Department was created at a special session of the Legislature in 1919 and an appropriation was made at the special session in 1920 of \$50,000.00 annually for the department. In 1923 the Legislature appropriated \$50,000.00 to be used at my discretion, making a total of \$100,000.00 per annum. This department is created not only for the enforcement of the prohibition law, but for the enforcement of all laws from murder to gaming. Accordingly, I appointed Walter K. McAdory as Chief Law Enforcement Officer and instructed him to aid in the enforcement of all laws. He and his force have been used constantly in upholding the laws and seeing that the mandates of the Courts have been complied with. With reference to this department, I desire to make the following recommendations:

1. The statute relative to injunctions and liquor nuisances should be amended to meet the decisions of the higher courts.

2. The statute relative to the seizure, condemnation and sale of automobiles transporting liquor should be amended to meet the decisions of the higher Courts.

3. The statute relative to second offenses for violation of the prohibition law should be amended so as to authorize the Magistrate issuing the warrant of arrest, or the Solicitor in drawing the indictment, to allege in the warrant or indictment that is the second offense, to meet the decisions of the higher Courts.

4. The statute relative to transporting liquor should be amended so as to make it a felony to transport five gallons or more of liquor.

5. I recommend that some provision be made by the Legislature to provide funds for the enforcement of the traffic laws on the highways of the State, viz: reckless driving, persons driving or riding on the highways of the State while intoxicated, and the overloading of vehicles, etc.

6. I recommend that the Legislature pass a law that a certain percent of the fines assessed and collected by the several courts of the State against all persons arrested by the State Law Enforcement Department be paid into the State Treasury of Alabama, said fund to be used exclusively for the enforcement of all laws, by and under the direction and discretion of the Governor of Alabama. If the Legislature will pass such a law, it will not be necessary, in my judgment, to make an additional appropriation from the general funds of the State Treasury for the Department.

7. The law at present provides that all fines assessed and collected by the several Courts of the State be paid into the County Treasury and the State does not receive any benefit therefrom. This, is my opinion, is not right or just.

8. In my judgment, there should be added to this Department at least twenty additional officers, this addition to take care of ten officers added to the regular force and ten motorcycle scouts on the highways.

I have taken from the report of the Chief Law Enforcement Officer the following data, to show how well and how faithfully the laws have been enforced:

COMPARATIVE STATEMENTS

	ARRESTS	
	Former Adminis- tration (3 years)	Present Adminis- tration (4 years)
Violating prohibition law.....	1,903	6,192
Operating stills	587	1,809
Possessing still	292	359
Miscellaneous	2,167	3,766
	4,949	12,126

DISPOSITION OF CASES

Convictions	2,043	8,009
Nol prossed	313	531
Acquitted	301	443
Abated by death	6	13
Abated by insanity.....	2	1
Cases pending	2,229	3,129

PROPERTY SEIZED AND DESTROYED

Stills	1,394	7,546
Beer, gallons	704,349	4,789,322
Whiskey, gallons	10,310	54,754
Wine, gallons.....		4,875
Home brew, bottles.....	5,135	24,193
Alcohol, cases		15

PROPERTY CONFISCATED

Automobiles	44	524
Trucks	7	11
Launches	1	2
Buggies	2	19
Boats	1	1
Mules	6	41
Wagons	5	25
Horses	3	18

CASH FINES ASSESSED

(Former Administration)	(Present Administration)
\$142,853.00	\$646,318.83

EXPENSES

128,662.00

376,425.89

	EXCESS ABOVE EXPENSES	
14,191.00		269,892.94

SENTENCES

No record	986, ranging from 30 days hard labor to life imprisonment.
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DEPARTMENT OF ARCHIVES AND HISTORY

The Alabama State Department of Archives and History has conducted the business delegated to it by the law with the utmost fidelity and zeal. I have watched this Department with peculiar interest from the time of its creation by the Legislature of 1901, of which body I was a member, until now, and no legislative act in which I participated has given me more satisfaction. Beginning with a small collection of State archives which had accumulated in the dusty pigeon holes of the several executive departments of the State for three-quarters of a century, the collections have grown until they fill several offices in organized condition and a whole outside building in an unorganized state.

The historical portrait gallery now contains likenesses of all the outstanding characters who have builded this Commonwealth. The museum objects of historical value, both aboriginal and otherwise, go into the thousands. The historical reference library has no equal in the South. The natural history collection, which only awaits a proper museum space for display is representative of the bird and mammal, mineral and soil resources of the State. The Legislative Reference Library, which unhappily is not accessible, owing to the lack of space for classification and arrangement, is rich in materials that should be made available for the lawmakers of Alabama. The military records are invaluable to the Confederate Pension Commission in establishing services of 122,000 Confederate Soldiers from Alabama and for those historical research workers who desire authentic data. In addition to the Confederate military records in the collection, records of the soldiers of the Mexican War, the Indian Wars, Spanish-American War and World War, are available.

During my administration suitable file cases, not only for military records, but for the official archives of all the State Departments, have been furnished to the Department of Archives and History, and additional clerical assistance provided, in order that the materials which are under constant requisition may be made easily accessible for research. Considerable funds have been allowed out of the Printing and Binding Fund for binding the current Alabama newspapers which become very valuable with the passing of time as the only available record of the current affairs and growth and development of our people and our State. The newspaper collections of the Department now go into the thousands of bound volumes, not only of Alabama papers from the beginning of Statehood, but the outstanding newspapers of other Southern States and of the Nation. A great many of these later volumes were given to the State by the Library of Congress some years ago and the press of Alabama has been most generous in presenting to the Department complimentary copies of their publications for permanent preservation in the State's archives.

In addition to the foregoing activities of the Department a traveling library system has been conducted, through which young people and mature students in the most remote districts of the State are enabled to secure with the cost of transportation, loan packages of reading matter and reference books. During the past four years thousands of these books have been circulated by the traveling library division of the Department. A comparison

of the work of this one division of the Department reveals the astonishing fact that more is being accomplished by the Department with its manifold duties than in some of our neighbor States which have a separate Library Commission with an administrative force and field library organizers.

The Department, acting under legislative authority, has continued a policy of marking historical sites, acquiring by gift or otherwise, desirable historical spots, promoting historical activities in the way of local historical societies, and local and county libraries.

One of the most useful activities of the Department is its service as a bureau of information. Letters of inquiry flow to the Director's desk, not only from seekers for information in Alabama, but from every other State and many foreign countries. With the assistance of a well trained research librarian and other members of the staff, no letter of inquiry ever fails to receive a courteous, prompt and satisfactory response. I cannot too highly commend to your consideration the aspirations of this Department for your continued support and I would most respectfully urge, if it is within the possibility of the State's finances, that you make an adequate appropriation for the construction of a separate fire proof building for the preservation of the rare collections in the custody of this Department which shall be a memorial to Alabama and Alabamians in the World War. Every State in the Union *except Alabama* has given an adequate expression to its appreciation of the heroic efforts of its people and of gratitude to those of our soldiers who made the supreme sacrifice in that titanic struggle. Our sister State of Tennessee has erected for its Department of Archives and History a magnificent two million dollar World War Memorial Building. The city of Birmingham is to immediately erect a Jefferson County World War Memorial in the form of a quarter-million dollar stadium. The whole people of this proud State can well afford to unite in bearing the cost of one noble structure that shall house all our historical archives and objects of historical value, and I so recommend to your honorable body.

STATE DEPARTMENT OF AGRICULTURE AND INDUSTRIES

No branch of the state government has made more constructive advance during my term of office than has the Department of Agriculture and Industries, as created by an act of the Legislature of 1923, known as the Agricultural Code of Alabama. Under the operation of this reorganized department, operating as it does with the advice and assistance to the commissioner of the State Board of Agriculture, many of the fundamental needs of agriculture and related industries have been served.

The Agricultural Code provides the most complete general system of legislation pertaining to agriculture and industries and related subjects which any state has heretofore enacted. It has been favorably commented upon by experts, not only in Alabama but throughout a number of the other states, and has been held out as an example of a convenient, comprehensive and well co-ordinated group of laws pertaining to the subject of agriculture, which other states would do well to follow.

In the organization and functioning of the Department of Agriculture and Industries under this Code, the specialized and technical nature of the work has been recognized in all phases. In carrying out the state's policies, as anticipated in this system of laws, it was desirable to secure the services of outstanding farmers of the state with broad visions of the needs and the work to be performed, as members of the State Board of Agriculture, to advise and assist the commissioner of agriculture in administering the important duties of the department. In line with this policy, I have appointed Messrs. Glenn Foster, W. F. Garth, S. M. Dunwoody, Clifton Kirkpatrick and R. J. Goode, Jr., as members of this board, consisting also of the com-

missioner of agriculture as ex-officio chairman, and the director of the Alabama Experiment Station as an ex-officio member.

Certain funds, which were necessary for the administrative and technical field work of the department and board, have been provided from the products and industries benefited and supervised through these laws. The inspection fees collected for the purposes of these services have exceeded the expenditures of the department during each year of the administration. This development and progress in agriculture and related subjects has been brought about without the expenditure of funds from the property taxes of the state treasury, and instead a surplus from the fees collected has gone into the state treasury. Thus, an opportunity for progress in the various agricultural and industrial lines affected has been made possible without creating an extra burden upon the state treasury or taking away funds needed for the progress of the state in other lines of endeavor.

Due to the broad field covered by the department and board in their work, I shall mention only a few of the services rendered:

The inspections of foods, drugs, feeds and fertilizers have increased over previous years and furnished improved and further services to the producers and users of these products in maintaining high standards of purity and composition values. Under the standards provided by the Agricultural Code and through the maintenance of these standards by the inspection services, the farmers of Alabama are receiving a commercial fertilizer with a higher percentage of plant food value than those of any other state in the Union. This inspection service has grown from year to year in such manner as to greatly decrease the adulterations of fertilizers and commercial feeds. Far reaching results have been obtained for the first time from the inspection of many foods and drugs. This same protection has been extended for the first time in the history of the agriculture of the state to farmers against the introduction of foreign and obnoxious weed and grass seed coming into the state with commercial feeds and farm seeds. It is also of interest that we note a stimulation to the dairy industry and the protection afforded producers in the sale of dairy products on a butter-fat basis, and the guarantee to the public against adulterations and the lowering of food value through the department's inspection of dairy products.

I am pleased to note that the plants of the nurseries of the state, which are to produce the fruits and ornamental trees of tomorrow, are being rapidly brought to higher standards of health and productiveness, through the services of the technically trained men of the department. This service is holding in check the spread of insect pests and plant diseases, and is reducing their devastating effects in areas covered; as for example, the dreaded sweet potato weevil of the Gulf Coast region, which threatened the potato production of the entire state.

Due to the elimination of foul brood and other bee diseases and other assistance rendered by the department to beekeepers in improving the methods of production, the package industry of the state has risen to first position among the states and is bringing into Alabama thousands of dollars from the other states and Canada.

One of the greatest needs in profitable marketing of farm products is standardization and official certification as to grades and condition of carlot shipments at the points of origin and terminal markets. Much progress has been made in setting up standards for our agricultural products and in providing official certification, such as is being done for Johnson grass and alfalfa hays. In addition to standardization and certification as to grade of farm products, one of the prerequisites to orderly marketing and financing of agricultural products, is a properly supervised warehouse system. Never before has the state set up a supervised system as is now in

operation, and which has received wide recognition and approval of the banking systems of the country. This warehouse system has furnished aid in financing the orderly marketing of crops at the lowest rate of interest ever received by the farmers of the state.

One of the new services of the department and of the state is that of a weights and measures service. Through the operation of this service equal justice to buyer and seller has been established under able supervision of weighing and measuring devices. This service, which was never before provided, is doing pioneer work of the South along this line and has received high commendation by the U. S. Bureau of Standards and by weights and measures officials of states engaged for years in this work. Among the services being rendered I will mention that of protecting the farmer against losses in the sale of his products; such as cotton, and automobilists against losses from defective and improperly operated gasoline pumps. Reports of the work show an estimated loss to the farmers of more than \$400,000.00 annually, due to the incorrect cotton scales, and an estimated loss of \$340,000.00 annually to automobile operators, on account of incorrect gasoline pumps, at the beginning of the work. These instances furnish concrete examples of the savings to the public through the enforcement by the department along this line. In addition to the proper supervision of devices, further savings have been accomplished through the examination of the weight or measure of commodities sold in all lines of trade.

After experiencing the enforcement of these new laws by this newly organized department during my administration, I find that certain further legislation is desirable. The Department of Agriculture and Industries has so many different activities based upon the provisions of one Act that litigation of a technical nature is continuously invited and threatens to retard and handicap the work of the department. The inclusion of a part of the agricultural laws in the Code of 1923 and the omission of others, causes many questions to arise. I am therefore of the opinion that the public statutes of Alabama which pertain to agriculture and industries and related subjects should be codified. Since the constitutional provision, under which Article 40 of the Agricultural Code relating to drainage districts was rendered null and void by the Supreme Court of Alabama, has been amended so as to remove all constitutional obstacles to such an Act, I recommend the restoration of this important Act and adoption of remedial legislation to restore the legal status of bonds sold and purchased in good faith under provisions of the drainage Act.

I recommend for consideration the further use of the inspection fees of the department for the purposes for which they are collected in extending the services and their benefits to those who pay the fees and make it possible for the state to provide conditions most favorable for their legitimate and profitable operations.

THE PORT OF MOBILE

Through the amendment of Section 93 of the Constitution of Alabama which became effective November 22nd, 1922, the people of Alabama avowed, in the most solemn form known to our Government, their deliberate purpose to promote, develop, construct, maintain and operate a seaport within the State, prescribing that such work or development should always be and remain under the management and control of the State, acting through a governing agency of the State's creation.

In my inaugural message to your predecessor, the Legislature of 1923, it was said:

"The people of Alabama by almost unanimous consent at the polls decided that the State of Alabama should lend its credit to the building of a

Port for Alabama at Mobile. Our people have great hope in this development. To my mind, this is the most important legislation with which you will have to deal. The people have been promised returns on their investment. You will be charged with passing the enabling Act carrying into effect the Constitutional Amendment . . . In my judgment, a great day will dawn for Alabama when this port is completed. Every section will be benefited, and the product of field and mine, of mill and factory, will cause our industrial life to throb with new energy. New markets will be opened, transportation will be cheapened, and all our people will feel its benefits. We should not delay the matter unduly, but every care should be taken to the end that the people will be assured that the matter is being carefully and properly handled . . . This problem is ours; let us meet it thoughtfully, prudently, with the best advice obtainable."

The Enabling Act, designed to carry into effect the Port Amendment to the Constitution, became a law on September 18th, 1923, by Executive approval.

The Act directed the appointment, by the Governor, of three State Docks Commissioners, no two of whom should be residents of the same Congressional District. Under that authority, I appointed these three well-known business men to constitute the Commission: Mr. George Gordon Crawford (Chairman) of Jefferson County: Former Governor Chas. Henderson of Pike; and the Honorable Frank G. Blair of Tuscaloosa County. Though sincerely interested in the patriotic service to which he was called, Mr. Crawford found it necessary to accept for a temporary service only—until a satisfactory successor to him could be obtained.

General William L. Sibert, a pre-eminent Alabamian, was induced to succeed Mr. Crawford.

The Organization of the Commission with General Sibert as Chairman was effected November 26th, 1923.

The Service and work of the State Docks Commission has been, in all respects, highly satisfactory; and the progress made toward the full development of the Port of Mobile has been as rapid as the magnitude of the approved plan would permit. This plan was so drawn as to provide for the ultimate expenditure of the entire ten millions authorized by constitutional amendment, and the lands procured are sufficient to meet the ocean terminal needs of Alabama for years to come. The people of Alabama, in every way that approval may be manifested, have shown their fullest confidence and unqualified satisfaction with the service the State Docks Commission has rendered and is continuing to render to the State and its people in the development, construction and management of the Port of Mobile.

In accordance with the requirement of Code (1923) Section 2559, the State Docks Commission, through General Sibert as Chairman, has prepared a full report to the Legislature of its acts, services and operations.

I herewith transmit that report: commending it to your careful consideration and respectfully suggesting that, because of its illuminating character and great importance, it be at once printed.

Whenever a government contemplates or enters upon a development or enterprise that is related to or affects commerce or commercial activities, the first consideration, inspired by the wisdom of experience, is the inquiry whether "politics" will be or will become a factor, in any degree, in the creation or operation of that public facility.

Realizing, as I did and as any Governor would have done, that if "politics" had any part, play or recognition whatsoever in the formulation or execution of the State's great design at Mobile, the most disappointing and unhappy consequences would attend: I determined, in the very beginning, that in no way or degree should "politics" have any consideration or

influence whatsoever in the planning or the consumation of the development of the Port of Mobile.

Such was the original policy adopted by me; and it has been, without the slightest variation, adhered to.

The State Docks Commission also has consistently maintained a like policy in its service of formulating and executing the approved plan for the development of the Port of Mobile.

This policy has merited, as it has deserved and received, the unqualified approval of all who feel a patriotic interest in the State's welfare and who entertain a real desire for the success of the State's Port at Mobile.

Conscious of the enduring wisdom of that policy as there applied: aware of the anticipated success that has attended its observance in the work at Mobile, I earnestly recommend that that policy be made permanent through appropriate enactment.

A bill, prepared with the utmost care, will be presented to you, in which the permanence of that policy will be assured through provisions investing the State Docks Commission with the power to fill vacancies in that body, subject to confirmation of their selections by the Senate of Alabama. The plan designed is, in substance, that provided in the Constitution for the selection of members of the Board of Trustees for the University of Alabama.

The approved plan for port development has not been completely executed. Such a large part of the five million dollars already made available has been necessarily expended in moving railroads and purchasing land, that the remainder will not build a port capable of handling all of the typically different kinds of commerce seeking an outlet at Mobile. The five millions remaining of the amount authorized by constitutional amendment should, in my opinion, be made immediately available.

If the policy is continued and the Acts passed as presented to you by the Chairman of the Docks Commission, the Port will soon be a reality. I cannot then too strongly urge the immediate passage of these measures, which will insure the completion of the Port and give the Commission opportunity for its operation.

In conclusion, May I say that the people of Alabama owe a debt of gratitude to General William L. Sibert and his associates for the efficient and economic manner in which they have administered the affairs of Port Development and from no source has a single criticism come, and this Department and its work is an outstanding feature of this Administration. And my hope is that no policy will be adopted by which they will be handicapped in bringing to successful conclusion our dreams of transportation.

COMMISSION OF FORESTRY

The task of establishing a new but urgently needed department without levying additional taxes was accomplished through the Forestry Act of 1923. For many years the citizenry of the commonwealth had been aware of the paramount necessity of public action toward developing and maintaining the forest resources of the state as an appropriate and profitable use of our extensive areas of nonagricultural land and as a measure toward the continuation of the forest and wood using industries which employ many thousands of wage earners. The Forestry Act recognized the highly specialized and technical character of this problem, and has been widely commented upon both in the United States and abroad as probably the best initial forestry legislation adopted by any State. Among its more important features are provisions for practical cooperation with land-owners, deferred taxes on timber grown under forestry management so that the principle of one tax for one yield may be applied to timber as to other renewable re-

sources, and cooperation with the Federal Government in the prevention of forest fires.

In carrying out the State's forestry policy it was evidently most desirable to select a Commission of practical men with knowledge of the field to be covered and trained in business and executive affairs. As members of the Commission of Forestry provided for in the Act, I appointed Messrs. E. F. Allison, John L. Kaul, J. W. LeMaistre, J. Lee Long and W. M. Spencer. No special appropriation was required for compensation for these men who have willingly devoted their services in this important work without pay. The Commission elected as its Secretary and State Forester Colonel Page S. Bunker, a forester of broad and successful experience in private, municipal, state and federal practice and familiar with the organization and operation of public departments.

The technical, administrative and field work of the department, however, necessitated certain funds. These are provided for in the law by devoting the license fees from the industries that are most directly benefited to the work of renewing the resources upon which such industries are based. Within the state the forest industries have contributed the entire cost, notwithstanding that numerous direct and incidental benefits have accrued to the commonwealth as a whole. The restoring and maintaining of the forest resources of the state meanwhile afford these industries an opportunity for development rather than the continued prospect of rapid decline. This development results in increased or retained property values such as manufacturing plants, timber stands, etc., the direct taxes on which, paid into the general fund, will more than offset the license fees devoted to the State forestry work.

The Commission entered into an agreement with the Federal Government whereby the latter supplies substantially half the funds expended in fire prevention. The allotment received for this purpose is equal to the highest awarded to any state. From a total of 36 per cent of our forest land burned over, which was approximately the current average prior to the organization of the Commission's work, the proportion was reduced to 34 per cent in 1924, 16 per cent in 1925 and 7 per cent in 1926.

The law authorizes the acceptance by the Commission of gifts of land as State Forests. Thus far three such tracts have been donated. These areas are used not only for demonstrational and experimental purposes but also as outdoor recreational centers and have been visited by thousands of citizens. In addition to fulfilling their fundamental uses, therefore, State Forests also serve the purpose of woodland parks. While the utilization of park areas is recreational rather than economic, the protection, engineering development and administration of forest areas and wild land parks are substantially identical. In fact, as has occurred in various other states, the recreational use of State Forests apparently solves the question of state parks, especially insofar as rough land areas are concerned; meanwhile from the administration and fiscal standpoints but one departmental overhead is required.

I have been gratified to note the fiscal policy of the Commission of Forestry in limiting expenditures to purposes and objects of definite and immediate necessity. In fact, for the fiscal year ending September 30, 1924, over half the appropriation was returned to the Treasury, notwithstanding that the Commission was strongly urged from various quarters to spend the entire appropriation. The same was true for the year ending September 30, 1925. The department is now a going concern and the entire amount available will necessarily be expended each year, notwithstanding rigid economy in the use of funds.

With the added information now available through the operation of the Forestry Act, various suggestions have been made as to further legisla-

tion. Among these are that the Commission be given jurisdiction over lands forfeited to the State through nonpayment of taxes that are of special value for State Forest purposes, that the balances in the State Forestry Fund at the close of the fiscal year be continued to the credit of the same fund during the ensuing fiscal year as was intended in the original Act, that the Commission be authorized to use unexpended and unobligated portions of the State Forestry Fund for the acquisition of State Forests, that the laws on timber trespass be made more specific and practical, and that the enforcement of the spark arrestor law be vested in the Commission of Forestry.

ALABAMA PARK COMMISSION

With a realization of the importance of the health and happiness of our people, our National Government many years ago established the policy of reserving certain areas of the public domain for conservation and recreational purposes. Locations of great scenic beauty have become National Parks and other areas have been made forest and conservation reserves. Following the precedent set by our National Government the majority of the States of the Union have entered upon a policy of fostering a system of State parks. In 1901 when the Legislature created the Alabama State Department of Archives and History, it directed that that Department should, where possible, take over all abandoned town sites, old Indian mounds and town sites, old fort sites and any other historic or interesting points in the State and make of them public reservations or parks. The intent of that Act has been carried out throughout the twenty-six years of the Department's history to as wide an extent as the means at hand and opportunities afforded. However, the development of the public park idea as now operating throughout the country, anticipates a wider public use of the recreational areas than dreamed of more than a quarter of a century ago. Acting upon information laid before me by the Director of the Department of Archives and History and by representatives of the National Conference on State Parks, on April 15, 1925, by Executive order, I created the Alabama Park Commission. The personnel of this Commission was selected from men interested in the great outdoor movement and natural conservation and a considerable body of data has been collected for future consideration.

Included in this material is information to the effect that the Governor holds ownership of a tract of above 1,600 acres in Cherokee and DeKalb Counties, known as May's Gulf, which is rugged in scenery, accessible by highways, and located near a well developed summer resort section of the State. Congressman M. C. Allgood has secured the passage of a Congressional Act withdrawing this public land from entry and has had a nominal price fixed upon the acreage with the expectation that the State of Alabama will purchase the tract for one of its proposed State Parks. A bill to that effect will be presented early in the sessions of this body and I earnestly hope it will receive your favorable consideration. Other tracts of land affording unique and beautiful scenic attractions, suitable for park purposes have been tendered to the Commission at very low rates or in some cases as gifts to the State. I, therefore, feel that the activities of the Commission during the brief period of its existence deserve commendation and should receive the co-operation of all of our people.

In order that every type of outdoor life shall be available for public use for recreational and conservation purposes, the Commission is inquiring into the possibility of securing on the Gulf, the now abandoned government fort, Fort Morgan, in Baldwin County, with sufficient acreage for a sea-coast recreational center. Congressman Lister Hill, member of the Military

Affairs Committee of Congress, is co-operating with the Commission looking to the best possible proposals from the Government to the State in regard to the acquisition of that location. The examples set out here are but a few of the locations that may, with proper legislative support come into possession of the State through the efforts of the State Park Commission and the Department of Archives and History.

I strongly urge upon this Legislature the importance of enacting a law which will make the Alabama Park Commission an official body, giving it such duties and responsibilities and powers as will best carry out the intents and purposes for which it is created. The personnel of the Commission as now created serves without compensation but in order that the future personnel shall feel free to make necessary trips of investigation as to suitable sites, and to hold such meetings for conference as are necessary for the work, I suggest that an appropriation shall be made to cover the expense entailed in the performance of these duties. In order that a complete co-operation may exist between the historical parks reservations now delegated to the administration of the Department of Archives and History and the Alabama Park Commission, I advise that the plan of naming the Director of the Department of Archives and History as Ex-Officio Secretary of the State Park Commission, be enacted into the law.

DEPARTMENT OF GAME AND FISHERIES

Splendid progress has been made in the protection, conservation, and rehabilitation of the useful forms of the wild life of field, forest, and stream, during the past quadrennium. The revenues collected by this Department from the sale of hunters, trappers, and non-resident fishing licenses, fines from game and fish violations, and revenues collected in connection with the sea food industry has shown a decided increase in the past four years over the preceding quadrennium.

Below is given the annual receipts from the above mentioned sources, and the disbursements for the several purposes for which these revenues were collected:

1923			
	Receipts	Disbursements	Balance
Game and Fish Fund.....	\$41,557.19	\$18,746.85	\$22,810.34
Oyster Fund	7,699.42	4,483.08	3,216.34
Fish Hatchery Fund.....			
Total	\$59,256.61	\$23,229.93	\$26,026.68
1924			
Game and Fish Fund.....	\$56,456.40	\$53,264.83	\$ 3,191.57
Oyster Fund	6,658.51	4,330.93	2,327.58
Fish Hatchery Fund	1,815.60		
Total	\$64,930.51	\$57,594.76	\$ 5,519.15
1925			
Game and Fish Fund.....	\$72,334.28	\$54,957.97	\$17,376.31
Oyster Fund	11,793.84	9,488.94	2,304.90
Fish Hatchery Fund.....	3,583.55	5.00	3,557.55
Total	\$87,711.67	64,451.91	\$23,238.76

1926.

Game and Fish Fund.....	\$87,741.34	\$86,005.49	\$ 1,735.85
Oyster Fund	11,671.68	6,185.99	5,485.69
Fish Hatchery Fund	3,071.85	2,838.49	233.36
Total	\$102,484.87	\$95,029.97	\$ 7,454.90

It would not be amiss also, to call your attention to the fact that the enforcement of the conservation statutes as relates to wild life resources, although our Department has the smallest force of any State in the Union, has led all of the States in the number of cases made and convictions obtained in proportion to the number of wardens employed.

According to the quadrennial report recently submitted by the Commissioner of Game and Fisheries, there were convicted during the past quadrennium a total of 3,151 violators of the game protection laws. Of these 91% were pleas of guilty, and 97% of the remaining 9% who demanded trial in the courts of the State were convicted by the courts. These figures would indicate that the sentiment of the public is almost solidly behind the Department in its enforcement program.

The Legislature of 1923 upon the recommendation of the Commissioner of Game and Fisheries, created the Fish Hatchery Fund, the source of which revenues come from fishing violations and the small revenues accruing from the sale of non resident licenses. From these funds, Alabama's first fish hatchery was constructed in 1925, and put into operation. The successful operation of this our State's first hatchery is evidenced by the fact that every citizen of the State who made application for fish to plant in protected waters of his community received a consignment of fish for that purpose.

Alabama should have more fish hatcheries—at least one in each Congressional District of the State, but this cannot be done unless new sources of revenue for this purpose are found. My suggestion is that it would be well for this Legislature to impose a nominal fishing license fee on all males above the age of sixteen years with similar modifications and restrictions as are now placed on hunting licenses. Hunters, as such, through the purchase of hunting licenses contribute every penny of money to preserve, conserve and rehabilitate all wild life in the State, including fish, and in all fairness, fishermen as such should be expected to contribute their share of the revenues to perpetuate their sport and to afford them economic and profitable sport and a wholesome food supply.

There are thousands of acres of wild land in the State suitable for the habitat of useful forms of wild life, and the Department should be equipped to restock these areas in the future. Indeed, this work has already been begun by the Commissioner of Game and Fisheries, with my approval, and during the past year \$20,000 of hunter's license fees were appropriated to plant deer and quail in suitable places in the State, the deer and quail being brought into the State from outside sources. This program should be continued and enlarged.

The fur industry of the State has developed into a great industry and last year more than two million dollars worth of furs were taken in this State. I call your attention to the fact, however, that due to inadequate laws relating to fur bearing animals, it has been impossible for the Department of Game and Fisheries to collect the revenues that should be collected from this source. I hope that this Legislature will find ample means for the State to secure its just returns from the fur industry of the State.

SEA FOOD INDUSTRY

I want to call your especial attention to the necessity for adequate development of the sea food industry in Alabama's coastal waters. The 1923 Legislature provided a source of revenue for the continuous development of the sea food industry and these funds are held as they properly should be and carried over from year to year for the development of the industry. Alabama has long neglected a potential industry which should yield an income of not less than \$5,000,000 annually to the citizens of the State. It is my hope that you will give serious and favorable consideration to the recommendations given below, which have been given by the Commissioner of Game and Fisheries. These recommendations cover all phases of conservation work and have my unqualified endorsement.

RECOMMENDATIONS

1. The Department of Game and Fisheries should have full use of all revenues collected by it from the sale of licenses and the imposition of fines in game violations, and no part of it should revert or be converted to the general fund of the State.

The Department already has full use of all revenues derived from the sale of non resident fishing licenses and fines from fishing violations and all revenues derived from the sea food industry.

2. Sources for additional revenues for the purpose of adequately enlarging the Department's fish cultural program should be found. During the next quadrennium at least five additional fish cultural stations should be constructed to take care of the growing demands for fish in the protected waters of the State for restocking purposes.

3. The Commissioner of Game and Fisheries should be authorized to lease or purchase, as funds permit, adequate areas in the several counties of the State to be set aside especially as sanctuaries for useful species of game birds and animals, and raise such suitable species under natural conditions, trapping the surplus and planting it in depleted areas where they will thrive and benefit the public.

4. A closed season on edible game fish during the spawning season was enacted by the Legislature and approved by the Governor on September 29, 1923. Later, that Section of the Act establishing a closed season was declared null and void by the Attorney General due to the fact that the caption of the bill was not broad enough to cover the section of the bill in question.

It is of the greatest importance that the principal species of our edible game fish be given an opportunity to propagate and reproduce each year, and to this end I am renewing the recommendation that the need for a closed season of not less than two months is indispensable.

5. Fishing devices other than hook and line, fly troll or spinner now legalized should be prohibited except in navigable bodies of water, not to include impounded waters on said navigable streams, and regulated under license for commercial purposes.

6. The Commissioner should be authorized by law under exceptional circumstances when from natural causes, climatic conditions or conditions arising through the carelessness, indifference or thoughtlessness of man to close such area or areas to hunting or fishing for such period of time as will give the desired species an opportunity to propagate and rehabilitate itself. For example there are a number of counties in the State where deer and turkeys are making an effort to come back. If protected from the gunner for a reasonable length of time these species of splendid game would appear in abundance. It would not be fair, however, to close the season for more than the regular statutory provision in those counties

where the species sought exceptional protection, do appear in abundance, and where killing off the surplus seems to be both desirable and necessary.

7. Alabama has an opportunity in her coastal waters to develop an industry many times its present proportions. This state is now the only remaining State which clings exclusively to the antiquated method of removing oysters from the reefs and bottoms. One good "hand tonger" with a pair of "rakes" is able to remove about fifteen (15) barrels of oysters daily, while the Department has demonstrated during the past two years that with five men operating two dredges with two (2) barrels capacity each, 380 barrels of oysters may be removed from the bottoms in three hours and twenty minutes.

Besides it is impossible for the hand tongs to handle their light crafts and fish oysters with hand tongs from the deep open waters of lower Mobile Bay. The result is that hundreds of thousands of barrels of the worlds best oysters which all these years should have been utilized for food have been left to develop and bury themselves by their own weight and die. If the State expects to do what it should do toward a proper development of its oyster industry it will have to permit dredging in the open deep waters.

The Department of Game and Fisheries should be properly equipped with boats and barges for properly supervising marine fisheries of all kind and the planting of adequate quantities of seed oysters annually. In order for this to be done there should be a minimum of not less than \$25,000 appropriation for this work—such appropriation to be returned over a period of years from the increase of revenues from the sea food industries.

8. Alabama should not only have a closed season, a daily bag limit, and a size limit on its principal edible fresh water fishes, but should have a closed season and a size limit on its principal edible marine fishes.

9. Laws relating to fur-bearing animals are wholly inadequate to the needs of the State and the animals themselves. Our present laws provide for a trapping license of \$15 for the first trap and \$2.50 for each additional trap. With an inadequate warden force and because the very nature of the industry it is a matter of physical impossibility for the Department to ascertain who is legally and who is illegally trapping the State's fur-bearers. It is safe to say that with the number of trappers' licenses issued annually, not more than two per cent of the trapped animals are taken legally—while on the other hand thousands of skins and pelts are taken with dog and gun and a very profitable industry is maintained on a dollar county hunting license.

The result is that Alabama's wild fur-bearing quadrupeds are fast becoming depleted without the State getting scarcely any benefit. I recommend that the trapping of fur-bearing animals be restricted, and a commercial license imposed on all who would take fur-bearers and use their skins and pelts for commercial purposes.

STATE PRISON INSPECTION DEPARTMENT

This department, under the direction of Dr. Glenn Andrews, has been managed in an efficient and constructive way. Your attention is invited to the bi-ennial report, with the hope that you will give it careful consideration for it contains a vast deal of information, which will probably be of assistance to you regarding certain institutions of the state.

There has unquestionably been a marked betterment in the general conduct of the jails, and the unfortunates who have been confined in them, have generally speaking been humanely cared for.

While opposition has been voiced by some of the sheriffs to the present law governing the feeding of prisoners, unquestionably it has more than proved its value by the results obtained, and with a slight amendment, to meet the Appellate Court's decision, should be left intact.

Under this law the reports indicate that the prisoners have fared well as to their food, the sheriffs have been compensated amply for their services, and there has been a large decrease in the total cost to the state.

In substantiation of the benefit derived from this statute your attention is specially invited to the communication of the State Prison Inspector from Dr. F. F. Blair, Physician Inspector of convicts, in which the following occurs:

"I have been closely connected with the Alabama State Penitentiaries for the past twelve years. I was Resident Physician at Flat Top for four years, Resident Physician at Wegra for four years and for the past four years have been Physician Inspector for the Convict Department.

I have had an opportunity to study the convict and convict system thoroughly. A few years ago convicts from county jails would frequently reach the State Institutions emaciated and anaemic, and when a man like this was received, he was either sent to the hospital or assigned to light work until he was sufficiently restored to strength to be put at hard labor. I am glad to state that such condition does not now exist, when we receive men now from the jails, they are in splendid shape and ready for work. During my tenure of office for the past four years as Physician Inspector of convicts, I have not had occasion to relieve a man from work when received at the penitentiary from the jail, on account of malnutrition."

This is in striking contrast to the statements made in the reports rendered by Drs. Bragg, Bush and Oates, who formerly were at the head of the State Prison Inspection Department, and who so severely arraigned the feeding of prisoners under the old fee system.

From the State Inspector's report, it will be noted that new and better jails are needed in a number of counties. Due to the excessive cost of material which goes into the construction of jails it is difficult to have properly constructed buildings erected in the small and sparsely settled counties.

The suggestion is offered and recommendation made by the State Prison Inspector that two or more adjoining or contiguous counties be authorized to unite in a district jail.

This strikes me as a suggestion well worth consideration and I recommend that you give the matter careful consideration.

It is again suggested that provision be made for releasing, at the time of arrest, misdemeanants, where moral turpitude is not involved, upon their own recognizance to report at a given time to a court of proper jurisdiction. It is argued "that a person at times is arrested for a more or less trivial offense and either conducted, or required to report, to the office of the Sheriff and make bond and is released, and his name appears upon the register as having been committed to jail and a charge made for a day's food.

This works an injustice upon the person by stigmatizing him as having been committed to jail when such was not the fact; it makes it appear that there were a greater number of commitments to the jail than was actually true, and creates an economic loss to the State.

A considerable number of those who are held in jail for a varying period of time awaiting release on bond or otherwise, or being unable to make bond, are kept for trial, are also misdemeanants who are frequently compelled to remain in an unwholesome moral environment.

To relieve this the above suggestion is made.

I recommend that this be given your careful consideration.

It is further suggested that jail sentences be abolished, except for contempt of court, and that the court be authorized in lieu thereof, in all cases not deserving of a sentence to hard labor, to parole the offender into the hands of a probation officer, and the prisoner be required to pay into the

court at stated intervals of time a given sum until the fine and cost in the case has been satisfied.

It is recognized that confinement in county jails, for others than those awaiting trial, is illogical, and under prevailing conditions, where from necessity first offenders, those held for minor offenses and convicted and old offenders against the law are brought into close association, tends to beget crime rather than correct the tendency.

I recommend that you give this measure careful study and consideration.

COUNTY CONVICT SYSTEM

Through coordination with the State Board of Administration the Prison Inspection Department was given supervision over the county convict camps.

An inspector was appointed by the Board to visit these institutions. Regular monthly visitations were made and reports rendered on conditions found, with beneficial results.

Only seven of the counties of the state maintain county camps, the remainder leasing them due to the great cost of operation and unsatisfactory results obtained. I recommend that a careful study be made of the county convict system and a more uniform and systematic plan be worked out for the handling of county convicts.

ALMSHOUSES

The present system of maintaining individual county almshouses, for obvious reasons, is highly unsatisfactory and expensive. While there has been a growing interest on the part of the authorities in charge of these institutions, nevertheless the operation of small institutions with few inmates in scattered localities does not invite either economy or efficiency.

A bill was prepared and introduced into the last legislature, dividing the state into four almshouse districts, and authorizing the several counties comprising each district to unite into one institution. This bill passed the senate unanimously and was on the favorable calendar of the house, but by rush of legislation was crowded out.

The bill will again be presented for your consideration and it meets with my hearty approval and earnest recommendation.

The State Prison Inspector recommends the placing of sheriffs upon salaries and relieving them from the care of the county jails. He argues forcefully for this change, and points out the possible injustice which may arise from the present system to both the sheriff and to the people.

This would require a constitutional amendment, and I am inviting your attention to the matter in order that you may give it proper consideration.

Under a provision of law, authorizing the Governor to send the Prison Inspector into any state, county or municipal institution to make investigations when deemed necessary, use has been made of this department several times during the present administration for this purpose in certain eleemosynary institutions.

Attention is drawn to this in order to point out the advisability of bringing these institutions more directly under the supervision of the State.

This department has functioned most creditably under Dr. Glenn Andrew's, and he has not only performed his duties as prescribed by law, but I have frequently called upon him to aid in mapping out policies for our eleemosynary institutions, such as the Girls Training School. He has responded in all cases, and improvement has been made where his suggestions have been adopted.

I recommend that in some way this department be authorized to keep in close touch with these institutions in an advisory capacity.

ELEEMOSYNARY INSTITUTIONS

The Alabama Insane Hospital at Tuscaloosa is doing a splendid work for our insane. Under the able and efficient management of Dr. W. D. Partlow it has gone forward and by economy he has added to the equipment and buildings. It is now overcrowded, as I am informed, and he is unable to meet the demands upon him. I call your attention to his report and concur in his recommendations.

The Hospital for the colored at Mt. Vernon is under the same management and it is functioning creditably. The State cannot be derelict to its unfortunate wards and I recommend a continuance of a liberal policy to these institutions. To me it has been almost miraculous how Dr. Partlow has operated these institutions upon the appropriation made for each inmate. It occurs to me that it would be well to have a committee appointed to visit these institutions and ascertain their needs and make recommendations accordingly.

INSTITUTION FOR THE FEEBLE-MINDED

Hard by the institution for the insane stands a new building, the Institution for the feeble-minded. Only two units have been finished. Our other institutions are crowded with inmates who should be transferred to this institution. This cannot be done until more buildings are erected and I earnestly urge that the recommendations of the Superintendent be approved and appropriations be made for this worthy cause. More buildings are needed; a larger maintenance fund is required. I recommend further that the necessary funds be appropriated to adequately equip and maintain the institution. We owe a solemn duty to the inmates of this institution. That duty should be courageously discharged and no monetary consideration should stand in the way or check its humanitarian work.

SOLDIER'S HOME.

The Old Soldiers' Home at Mountain Creek should be continued. The work done there is worth while and many old soldiers are being properly cared for.

PENSIONS FOR CONFEDERATE SOLDIERS

Nothing is closer to my heart than the Confederate soldiers and their widows. This administration has been able to be of material assistance to them as shown below:

At the beginning of my administration, January, 1923, there were on the Pension Rolls of the State:

4,083 Confederate Soldiers

1,491 Widows of Confederate Soldiers over 80 years of age.

3,285 Widows of Confederate Soldiers between 70 and 80 years of age

2,141 Widows of Confederate Soldiers under 70 years of age.

11,000 Soldiers and Widows on Pension Rolls.

On January 1st, 1927, there were on the Pension Rolls:

2,407 Confederate Soldiers.
 1,545 Widows over 80 years of age.
 2,715 Widows between 70 and 80 years of age.
 1,448 Widows under 70 years of age.

8,115 Soldiers and Widows on the Pension Rolls.

The roll of old soldiers has been depleted by death during the four years by 1,676. The roll of widows has been reduced during the same period in the number of 1,209, there being on the rolls January, 1923, 6,917 widows and on January 1st, 1927, 5,708. The total reduction of names on the pension roll during the four year period of Soldiers and Widows was from 11,000 names in January, 1923, to 8,115 names January 1st, 1927, or a general reduction of 2,885 names. In January, 1920, or seven years ago, there were on the pension roll 5,434 Confederate Soldiers and 7,661 Widows of Confederate Soldiers, or a total of 13,095 names. It is apparent from the above statement that within the last seven years the number of soldiers on the roll has been reduced by 3,027 or approximately 55%.

Notwithstanding the fact that there are 2,885 fewer names on the pension roll January, 1927, than there were January, 1923, yet the amount paid out for pensions for the January quarter, 1927, exceeds by approximately \$10,000.00 the amount paid out January, 1923.

Under the law enacted September 6, 1923, the pensions to old soldiers were doubled and the pension to each widow on the roll was increased ten dollars per year. Under the provisions of the same law, all limitations as to property ownership, or income were removed and the necessary prerequisites were fixed that any soldier or sailor who had been an actual bona fide resident of Alabama for five years immediately preceding the filing of his application and who could prove his actual service in a regular Confederate organization and his honorable discharge as a soldier, and the widow of any Confederate soldier who married her husband as whose widow she would have drawn a pension, prior to January 1st, 1904, and whose husband's service could be proved and who had been a bona fide resident of Alabama for a period of five years immediately preceding the filing of her application, was entitled to a place on the Pension Rolls of this State. The roll thus established became a roll of regard without consideration as to financial conditions.

Pensions are paid from receipts to the State Treasury from the one mill soldier tax, supplemented by so much of the general fund of the State as is necessary to meet the requirements of the pension law.

For your information there is given below a statement showing by years for the past two quadrenniums beginning October 1, 1918, and ending September 30, 1922. and beginning October 1, 1922. and ending September 30, 1926, total disbursements for pensions, receipts to one mill soldier tax, and balance necessary each year to supplement from the general funds of the State.

	Disbursements for Pensions	Receipts One Mill Tax	Supplied from General Funds of the State
1919	\$ 933,727.20	\$ 646,678.61	\$ 287,048.59
1920	1,192,960.22	678,998.21	513,962.01
1921	1,290,618.82	706,272.39	584,346.43
1922	1,232,393.50	910,419.26	321,974.24
Total for Quadrennium	\$4,649,699.74	\$2,942,368.47	\$1,707,331.27

1923	\$1,149,249.00	\$ 985,398.43	\$ 163,850.57
1924	1,748,108.00	916,780.23	831,327.77
1925	1,584,293.00	944,126.19	640,166.81
1926	1,399,374.00	989,455.95	409,918.05
<hr/>			
Total for			
Quadrennium	\$5,881,024.00	\$3,835,760.80	\$2,045,263.20
Excess over			
Last Quad.....	\$1,231,324.26	\$ 893,392.33	\$ 337,931.93

Receipts to one mill soldier tax for year ending September 30, 1926, and available for use for the present fiscal year amount to \$1,029,250.88. Considering the present status of the pension rolls as to number and classification, the general fund of the State must be requisitioned for approximately \$200,000.00 to pay the pensions now allowed by law.

The rolls of the old soldiers are fast being reduced and due to increasing age, the reduction will be proportionately greater during the next few years reasonably remaining to them.

The pension allowance to the old soldiers can and should be appreciably increased and the allowance to soldiers' widows can also be increased to a certain extent without adding much of additional burden to the general fund. Especially should the pension allowance to the older widows have your attention. Whatever additional allowance may be considered by you as proper should be made to the small remnant of fast disappearing "thin grey line" and to his worthy old companion who endured and suffered the hardships and trials of the sixties and who with feeble steps is tottering on down to the water's edge of life's last river. Provision should be had that the last days of "the brave and gallant few" and of the war widows should be protected with the comforts due to old age and against penury and want. In granting, however, any additional recognition to the pensioners, care should be taken that none of the present restrictions as to soldiers' service, length of residence in the State or date of marriage should be lowered. The pension laws of this State are more liberal in their provision of allowance and limitations than those of most of the Southern States and to weaken these safeguards to the pension fund would make on the one hand a field too inviting, subject the fund to an improper use and lower the standard of the pension rolls of Alabama which are now considered to contain only the names of those soldiers who actually served as soldiers and the widows of such persons. To allow it to be invaded by lowering in any way its high measurements would serve to destroy the general purpose in making it an expression of regard to those who deserve the State's devoted concern and highest honor. It is recommended that the law be modified so that the date of marriage shall not affect where the widow of a Confederate soldier subsequently marries another Confederate soldier and such soldier dies.

BANKING DEPARTMENT

A. E. Jackson, Superintendent of Banks, has rendered his report to me for the period ending September 30, 1926. Proofs have been submitted to the printer for printing this report in pamphlet form, and these pamphlets will be distributed to you as soon as completed by the printer. The printed report will contain statements of all of the State banks as published on October 15, 1926.

A consolidated statement as of October 15, 1926 shows that the Alabama State banks are in a very liquid condition. Deposits were approximately \$132,000,000.00. All of the banks had cash and clearing house items of \$31,357,000.00 with secondary reserves in stocks and bonds of \$12,317,-

000.00, which makes a total of assets immediately available of \$43,674,-000.00.

There was a surplus and undivided profits of \$12,315,744.69, against a capital stock of \$13,617,900.00. The entire summary of condition of Alabama State banks as of October 15th is as follows:

RESOURCES:

Loans & Discounts.....	\$113,721,415.89
Overdrafts	182,277.05
United States Bonds	1,122,171.20
Other Bonds, Stocks and Warrants	11,195,151.46
Banking House, Fur- niture & Fixtures	4,611,556.94
Other Real Estate.....	2,622,256.50
Cash in Vaults.....	5,432,788.81
Due from Banks.....	22,751,993.69
Exchanges for Clear- ing House and Cash Items	1,732,295.42
Collections in Transit	1,440,786.55
Acceptances	814,931.77
Other Resources	353,312.70

Total\$165,980,937.98

LIABILITIES:

Capital Stock	\$ 13,617,900.00
Surplus	7,605,812.23
Undivided Profits and Reserves	4,709,932.46
Demand Deposits.....	84,091,638.13
Time Deposits.....	47,861,814.07
Bills Payable	5,662,994.44
Rediscounts	1,470,972.12
Acceptances	809,722.12
Other Liabilities	150,152.41

.....\$165,980,937.98

Charters were granted to the following Banks:

Paint Rock Bank, Paint Rock.

Wahouma Savings Bank, Wahouma Station, Birmingham.

Bank of Uriah, Uriah.

West End Savings Bank, West End, Birmingham.

Ariton State Bank, Ariton

Marshall County State Bank, Albertville.

Eufaula Bank and Trust Co., Eufaula.

Farmers & Merchants Bank, Fort Payne.

Farmers Bank, Anderson.

There were two consolidations and one failure. The failed bank had only \$30,000.00 on deposit at the time of its failure.

Two banks changed from State banks to National Banks: The Alabama Bank and Trust Company of Montgomery, and the American Bank of Union Springs.

The Bank of Pittsview, Pittsview, and the Citizens Bank, Newton, voluntarily liquidated, all depositors and creditors being paid in full.

The Superintendent has on deposit in State Banks \$33,510.11, which represents unclaimed deposits of banks that have failed for the past ten or twelve years. This amount will be certified into the State Treasury after it has remained in the hands of the Superintendent of Banks for a period of three years.

The Superintendent of Banks will retire from office on February 1, 1927. He has included in his last annual report suggestions as to amendments in the Banking Laws, his four years experience in office having proved to him that the laws could be changed to the advantage of the banks and at the same time make the supervision more efficient.

He recommends that the salaries of the Superintendent, Assistant Superintendent and examiners be increased so that competent men may be obtained and retained.

That a penalty be imposed on banks failing to keep the reserve required by law.

That stockholders of State Banks should be made liable for double the amount of their stock.

That the Banking Department be authorized to employ an attorney to represent the Superintendent in suits or indictments brought against him in the performance of his official duty.

That the firms not operating under the banking laws discontinue using the words "bank", "banking" or "trust company," or advertising so that the public might be deceived into thinking that the firm was operating as a bank.

That the office of the Superintendent of Banks be taken out of politics and the Superintendent be appointed by a banking board of competent and outstanding bankers, instead of by the Governor.

That provisions should be made for the Superintendent to employ attorneys to assist in the prosecution of bankers that violate the criminal law. It has been very hard to secure conviction of crooked bankers in Alabama.

That it be made possible for the Superintendent with the approval of the Banking Board to remove incompetent bankers from office.

I recommend the report of the Superintendent to your most careful consideration, and desire to express my gratitude to this Department for the splendid manner in which they have administered the affairs during the past four years.

CREDIT OF THE STATE

Alabama's credit ranks high today. Our bonds have sold above par and are much sought after. During my administration, the State has sold \$20,000,000 of Highway Bonds and \$5,000,000 of Harbor Improvement Bonds, making a total of \$25,000,000. The relative greatness of this amount of bonds can better be appreciated when it is realized that, in 1925, for instance, only New Jersey, Pennsylvania, Illinois, Missouri and North Carolina showed greater increase in outstanding bonds than Alabama. Despite the large total amount of sales, the relative credit of the State of Alabama is today better than it was when this administration came into office.

Numerous large investment houses which would not handle State of Alabama bonds four years ago, now seek them. Many banks and many insurance companies own large blocks of Alabama bonds who would not consider them four years ago. The legal position of the Highway bonds has been clarified to the great advantage of the State. No opportunity has been lost to impress on the investing public, and particularly on bond distribution houses, the great natural resources of the State, its present prosperity and future prospects, and the remarkable showing made in the retirement of Highway bonds through the sinking fund created by Constitutional Amendment.

Competent authorities have expressed the opinion that the improvement in the State's credit brought about during the present administration has already resulted in large saving to the State, and that the ultimate saving can only be measured in terms of hundreds of thousands of dollars. A saving of 1-8 of 1% per annum in interest rate perhaps does not impress the average individual as important. However, on \$25,000,000 of bonds such a difference, when compound interest is considered, would amount in twenty-five years to greatly in excess of two million dollars. It should be remembered that many of our bonds run for fifty years.

MUNICIPAL AND COUNTY BONDS

Unfortunately, the bonds of our counties and municipalities are not generally well regarded. This is due to the fact that our laws have not

been changed to meet modern conditions requiring large expenditures for roads, schools and other public purposes which can only be financed through bond issues. Theoretically it is impossible for an Alabama municipality to get in position where it cannot pay its debts.

An amendment to the Constitution expressing the intent of the people of Alabama that all debts shall be paid would clarify the situation and would, in the opinion of investment dealers, result in a tremendous saving in interest.

It is a fact that our larger cities pay from 1-4 of 1% to 3-4 of 1% more for money than corresponding cities in neighboring States, while the small towns find themselves handicapped with excess interest charges of from 1-2 of 1% to 2% per year.

Our laws governing the issuance of securities are found in various sections of the Code and are in many respects inconsistent. The Supreme Court has been called on to decide a number of such questions, while still other questions yet remain unsettled. To conform to modern practice, to improve our credit, and to greatly facilitate the sale of bonds by counties and municipalities, all laws relating to the issuance of bonds should be made to conform to the best practice and codified in one section.

I recommend that you appoint a small but well considered committee, charged with the duty of consulting with investment bankers, attorneys specializing in bond practice and municipal and county authorities, and report back a complete bond code to remedy the present situation.

The annual excess interest cost to the citizens of this State, attributed to improper statutes, is estimated at not less than \$500,000, which sum will grow larger as activity increases. As in the case of the credit of the State, possibly the uninformed citizen is only mildly interested in a reduction of 1-4 or 1-2 of 1% a year in interest charges. Nevertheless, the use of compound interest table shows that a reduction in interest rate from 5 1-2% to 5% would in thirty-five years extinguish the entire debt.

I believe that this is financially one of the most important questions to be dealt with by the State, yet the burden on the individual taxpayer is so small that it has not received proper attention in the past. The matter is one that should be handled by experts and the incoming Legislature has an opportunity to render the State an invaluable service by the proper handling of this situation.

BONDED INDEBTEDNESS OF STATE

The total bonded indebtedness of the State today is \$33,857,000.00, and should be carefully looked after by some one charged with this duty alone.

The Bond Commission has sold five series of Alabama Public Road, Highway and Bridge Bonds, aggregating \$23,000,000.00, leaving \$2,000,000.00 of the authorized issue unsold.

There have been sold five series of the Harbor Improvement Bonds, aggregating \$5,000,000.00, leaving unsold \$5,000,000.00 of the authorized issue.

All of these bonds were sold on a depositary agreement under a plan worked out by the State Bond Commission, on a deferred payment basis by which the purchasers of the bonds were to retain the deposits until such funds were needed by the State Highway Commission. Under this agreement the State was enabled to obtain a better price for the bonds.

The purchasers were permitted to withdraw the State bonds as sold by them and to substitute other securities, such substitution being made through a fiscal agent, the final approval being retained by the Bond Commission.

In order to ascertain the status of each account and the collateral held, as well as to know that the State was amply protected by the character and amount of securities held, it was necessary for the Bond Commission

to designate some responsible person to perform these official duties. This has been done by Honorable Geo. W. Ellis, State Treasurer and we have relied implicitly on his judgment in these matters.

Of the \$23,000,000.00 Highway Bonds issued there has been retired \$2,700,000.00 out of the Sinking Fund set aside to care for these bonds. This duty has been performed by Mr. Ellis, who has kept in close touch with the bond market and has been able to buy bonds at advantageous prices, at a saving of over \$1,900,000.00 in interest prior to maturity of bonds.

Mr. Ellis has also looked after the extension of the certificates of deposit when funds were not actually needed by the Highway Department as fast as anticipated, and by such extensions from time to time the bond purchasers paid the State the rate of interest carried in the bonds. Under this arrangement there has been saved over \$50,000.00 that would have been lost had the money been collected and placed in bank depositaries, who are not required under the statutes to pay interest on daily deposits.

Mr. Ellis has splendidly performed a large amount of these extra duties without compensation, which the law never contemplated that he should do as State Treasurer.

During the incoming administration it is contemplated that there will be issued the remaining \$2,000,000.00 Highway Bonds, in addition to \$25,000,000.00 Highway Bonds to be submitted in April, and also the remaining \$5,000,000.00 Harbor Improvement Bonds. The duties of the State Treasurer are increasing each year and with this increased work, I believe the time has arrived for the Legislature to provide for the position of Bond Commissioner. If he performs his service as has Treasurer Ellis, he will save his salary many times over.

JUDICIARY

As has been truly said the highest concern of man on earth is justice, and it is vital to the welfare of the State that Alabama have a competent and independent judiciary. The increased high cost of living is such that judicial salaries are no longer attractive to lawyers of the highest ability, and several of the ablest judges have recently deemed it necessary, in justice to their families, to resign from the bench and re-enter private practice.

In view of the well known fact that living costs have approximately stabilized at an increase of 65 to 70 per cent over pre-war costs, it would be not only a matter of justice, but of wisdom that some adjustment of judicial salaries be made commensurate with the increased living costs. As is well known, the salaries of all Federal judicial officers have been recently substantially increased to meet such increased cost of living, and many of the States have also adjusted the compensation of the judiciary.

I, therefore, recommend that your Committee on Judiciary carefully study this question and recommend such relief as they deem expedient.

PROPERTY PURCHASED BY THE STATE

A Board, consisting of the Chief Justice of the Supreme Court, the Governor and the Attorney General, have, after careful investigation, acquired by purchase the following property in the vicinity of the Capitol. The deeds to this property are in the hands of the State Treasurer:

	Name and Location	Warrant No.	Amount
1924			
Jan. 25	Mrs. Mary Kirgin, Bainbridge St.	47333	\$ 8,375.04
Mar. 24	J. M. Starke, Dexter Avenue	52254	45,000.00
May 19.	W. L. Van Pelt, Adams Street	56949	4,000.00
May 19.	Miss Alice Fogleman, Adams Street	56950	4,000.00

May 22.	Second Baptist Church, Adams St.....	57146	2,055.67
May 22.	Second Baptist Church, Adams St.....	57147	17,914.33
May 22.	Second Baptist Church, Adams St.....	57167	30.00
Oct. 18.	F. O. McManus, Adams Street.....	214	4,672.55
Oct. 18.	G. P. McManus, Adams Street.....	215	8,934.13
Oct. 18.	Metropolitan Life Insurance Co., Mortgage on McManus property	216	2,751.89
1925			
July 3.	Ala. Lodge of Perfection, Dexter Avenue.....	22144	42,500.00
July 3.	Mrs. Annie U. Ford, Dexter Avenue.....	22349	1,500.00
July 21.	A. Franco, Dexter Avenue.....	23344	10,750.00
Aug. 11.	Alfred A. Kohn, Monroe St.....	25628	1,800.00
Sept. 11.	P. M. Nicrosi, Agt., Dexter Avenue.....	27855	8,140.71
Sept. 30.	Mrs. E. J. Stowers, Mortgage on Van Pelt property	29741	2,070.00
Sept. 30.	W. L. Van Pelt, Adams St.....	29742	4,891.87
Nov. 12.	First Nat. Bank, Note, Jannay P.....	2622	330.79
Dec. 22.	Mrs. Rose K. Cohen, Note, Franco P.....	6176	100.32
1926			
Feb. 1.	S. J. Cox, Mortg. Jannay P.....	9912	2,600.00
Apr. 30.	First Nat. Bank, Note, Janney P.....	17283	326.37
June 5.	Mrs. Rose K. Cohen, Note, Franco P.....	19873	100.00
June 24.	Ethel Ramage, Adams Street.....	22144	6,459.83
Aug. 31.	F. M. Kohn & Sons, Agents, Slattery Prop- erty, Monroe Street.....	28552	7,423.81
Aug. 31.	Morris Dreyfus, Mortg. McManus Property.....	28558	1,035.00
Sept. 9.	Mrs. Effie Heime, Dexter Avenue.....	29147	14,341.96
Sept. 9.	Mrs. Anneala Moseley, Dexter Avenue.....	29148	14,341.96
Sept. 9.	Mrs. Lillie Cornelius, Dexter Avenue.....	29149	24,306.02
Nov. 1.	First Nat. Bank, Note, Janney P.....	649	321.03
Dec. 6.	A. O. B. Nicholson.....	4671	4,851.45
Dec. 6.	Jno. W. Tullis.....	4672	560.00
Dec. 6.	E. G. Salter	4673	17,490.00
Dec. 6.	Mrs. Rose K. Cohen, Note, Franco P.....	4720	100.00
Dec. 20.	Alice N. Doyle, Adams Street.....	5636	9,000.00
1927			
Jan. 4.	Agudath Israel, Monroe Street.....	7567	15,750.00
Jan. 4.	Baldwin		36,500.00
	Total		\$325,324.73

NOTE: Under the heading of BOARD OF ADMINISTRATION reference was made to the purchase of certain farm lands, which purchase was made during this administration.

VETERANS OF FOREIGN WARS

This State has not properly recognized the Veterans of the Spanish-American War and the Veterans of the World War. I realize that so long as we have a Confederate soldier or widow of such soldier, the State is unable to pension the Spanish War or World War Veteran. Nor do they ask for or desire such pension from the State at this time. But I believe the State desires to recognize them and I believe they are worthy of such recognition. In order to aid the American Legion in its organization and the Spanish-American War Veterans in their organization, I recommend:

1. That \$3,000.00 per annum be appropriated to the American Legion to assist them in their organization, payable to the proper officer designated, to assist them in the administration of their organization and in securing aid and assistance to the unemployed veterans who are worthy.

2. An appropriation of \$2,000.00 to the Spanish-American War Veterans to aid them in the same manner in perfecting their organization and looking after those of their organization who are worthy.

3. That in one of the buildings recently purchased a room or office be set aside as the business office of these organizations.

In this manner we give recognition to these men who served faithfully in war, and aid them in these days of peace in their efforts to serve their comrades in war. To my mind, this will be a feeble tribute, however, small, to well-earned service by the men who served their country in war.

MAYFIELD'S WORK ON THE CONSTITUTION

To my mind, no greater statesman or jurist passed from this State than the late James Jefferson Mayfield. He was a Jeffersonian Democrat; he believed in the Constitution and adhered to its teachings. He believed that our people were drifting from the Constitution and wrote a book on the Constitution, which is regarded as a great reference book on this great document. Believing that our youth should know more of the Constitution and its bearing on government, I respectfully recommend that \$5,000.00, or so much thereof as may be necessary, be appropriated to the Educational Department to purchase the remaining copies of Mayfield's work on the Constitution and that these volumes be distributed to every college and school library, both city and rural, in the State, as a reference book on the Constitution, thereby giving opportunity to the boy and girl to acquaint themselves with the great document upon which our government was founded.

PAROLES

In handling this question I quote from a speech I recently delivered:

"Perhaps I have received more criticism from exercising the parole power than any other act. The spirit of forgiveness and restoration to home has been freely exercised. In my opinion, this matter of parole is not fully understood.

First, let me say that the parole is only issued to a man after he has served a part of his sentence and only gives him an opportunity for reformation. Unlike a pardon, parole is issued during good behavior and in every instance where a man violates his parole and misbehaves or shows a disposition to violate the law, he is returned to prison and required to serve out his full term. I do not recall an instance where I have paroled a violator that was not recommended either by the Trial Judge, the Solicitor or the Board of Pardons, besides leading citizens in the community.

If you could be in my office and see the number of women and children in absolute want, who are objects of charity, appealing for their husbands and fathers, your heart would be touched, and it is gratifying for me to report that literally scores of men under this system, with the parole hanging over them, who have returned to their homes, have their children in school, are supporting their families and are crusaders for law enforcement. There are instances where some men have not lived up to their parole and I have instantly revoked the parole. In my opinion, as the facts will demonstrate, this system of paroling has returned many former law breakers back to their families and is making out of them law-abiding citizens. It is my purpose, as far as I can, to reform these poor unfortunates and give them an opportunity in life to reclaim themselves. The spirit of our churches is that no matter how steeped in sin a man has been, if he is truly

penitent, they extend a helping hand to restore him and show a forgiving spirit. The parole gives him an opportunity to reform.

It has been a source of gratification to me to visit the homes of many of whom I have paroled and find them law-abiding and in many instances, Christian citizens, because they have been given a chance. The parole is held over them in case they wander from the path of rectitude and right. Many people think the parole is a pardon and are under the impression that no restraint is over the paroled man and that he is paroled on the plea of law violators and those not interested in law enforcement, but it might be interesting to you to know that there is hardly a day that ministers of the Gospel, of every creed and faith, are not in my office appealing to me to give those poor unfortunate men a chance by trying them out under the parole system. In order that you may know that I am keeping up with these men, I have issued an order to my Law Enforcement Constabulary to report to me the conduct of every paroled prisoner in every county in Alabama. I have furnished to them a list of these paroled prisoners and I am receiving reports as to their conduct. Where they are not being reformed and are violating their parole I immediately revoke the parole, and return the convict to prison, requiring him to serve out his full term.

I would like to have an opportunity to show to some of you the homes of these paroled men, that was a den of iniquity, and now a home of peace, quietude and happiness. I consider that the outstanding feature of my administration has been the reformation of many men who were handling liquor, and who have gone back home under the parole system, reformed men, co-operating with those who are determined to enforce the law. We are using every agency possible to enforce the law and when we can reform a man by giving him a chance and sending him back home to his family a reformed man, holding the parole over him in order to accomplish this, I think we are doing much for the purification of our country, the betterment of our citizenship and the enforcement of our laws. If any person will indicate to me any individual whom I have paroled, who is not living a clean, upright life, he will be immediately returned to prison to serve out the remainder of his term, upon the proper evidence of course. It seems to me that this answers the question as to whether or not the system I am using is conducive to law enforcement.

I can show you file upon file of applications for paroles that are signed by ministers, as stated above, and I am besieged every week by the best men of the community, to parole prisoners whose families are almost destitute.

Taking into consideration the fact that this administration is handling more convicts, due to the strict enforcement of the law, and that every application for parole is endorsed by either good citizens, trial judges, solicitors, and the Board of Pardons, do you not think that every inducement should be offered a man to reform, save his family and his soul? If my theory is not correct, then my religious training has been of no avail.

Because a man has sinned is no reason that he cannot be forgiven, reform his life and make a good citizen. I am determined to enforce the law, but in its enforcement, I do not think that penal servitude is for punishment alone, but is intended to reform the man and to deter others from committing crimes. My heart and my efforts are to rigidly enforce the law and drive out those things that tend to break down our civilization, our homes and our churches as well as our communities. The record is being made to be read of all men and I think that at the close of my administration, I will be able to demonstrate that under the parole system, I have done more to give respect to law, enforcement of law and the reformation of some of our citizens by the parole system than by any other method I could have used. When a man goes out after having served his full term, there is no inducement for him, so far as punishment is concerned, to be reformed. If,

however, he has served all of his term except a few months or weeks, and that still hangs over him and he goes out with the sympathy of the officials, in nine cases out of ten, because of that parole hanging over him and the danger of having to serve out the rest of his term, he turns about and forms habits that eventually develop him into a good citizen. If this is wrong, then I am guilty, but as long as I can reach down and help a poor fellow to a better life and better citizenship, it is my intention to do so. What we need in this State is more co-operation on the part of our citizens for the enforcement of the law. If all our people would quit purchasing liquor from these poor, ignorant distillers, they would not then encourage them to make it, there would be fewer paroles for the Governor to issue. What we need is a sentiment among respectable people to frown upon the purchase of prohibited liquors and not create a market to encourage the sale thereof.

In July of last year I received a letter from the late lamented Dr. W. B. Crumpton, the great pioneer in humane work, who has gone to his final reward, enclosing a letter from one of his friends criticising me severely for using the parole. I outlined to him my policy and when he had read my views, he wrote the following letter to some of the newspapers in Alabama. I use it now to show that this man of God believed that it was "human to err, divine to forgive".

'Mr. Editor:

There has been much criticism of our good Governor Brandon about the number of convicts he paroles. One of these criticisms from a good man reached me and I submitted it to the Governor. In his reply to me he makes his position so clear and praiseworthy, I asked his permission to broadcast it through the press.

This he cheerfully agreed to do and I submit it to you. It is a matter of wide-spread interest. I think the people ought to be informed about it. Will you kindly aid in giving it publicity? I will be grateful if you will and it will be pleasing, I am sure to your readers.

The Governor's policy is so hedged about and discriminatingly administered only good can come from it.

Thanking you in advance for the use of your column, I am

'Your fellow citizen,

July 25, 1925.'

(Signed) W. B. Crumpton.

In Alabama prisons we use the honor system. A man is classified and if after three months his conduct is good and he obeys the regulations and rules of the Prison, he is taken out of stripes and classed "A". As long as he continued to have good conduct he remains in Class "A". I recall no instance where a man or woman who has been paroled who was not in Class "A". Now if a prisoner proves in prison that he is a reformed man, obeys the regulations and lives an upright life, is this not evidence of his intention to lead a new and better life? To my mind it is, and if the Man of Galilee could forgive the thief on the Cross, the Governor of Alabama can well afford to follow his example and give the unfortunate a chance to reform."

I have issued many paroles and am gratified that more than 90 per cent are making good citizens.

As required by law I transmit to your body the order issued in each case in which clemency is granted and my reasons therefor.

CONCLUSION

In conclusion I desire to say that in this cursory way I have tried to review in part the activities of the State and make, in part, an accounting of our stewardship. I think a close study of the records will show that our

promises have been fulfilled. Every effort has been put forth to bring peace and happiness to our people. I have had many responsibilities—I may have made many mistakes—No man is free from mistakes—But I leave the high office which was given me acquitted at the bar of my own conscience of having done my best in the discharge of my duties. I have been ably assisted and I desire to make public acknowledgment to the Legislature of 1923, who cooperated with me and passed the laws that have meant so much to the progress of the State.

To every Department of State Government, from Chief to employee, who made it possible to accomplish what has been done I owe a debt of gratitude, and to them is due what success we have attained. We have worked in harmony and all have been faithful to their trust and honest in the discharge of their tasks.

To my Private Secretary, Honorable A. L. Tyson, I am perhaps more indebted than to any other person. He has, in season and out of season, been my strong, right arm. I have leaned upon him in every emergency; his services have been efficient. To him is due the credit for the repairs of our historic Capitol. His business sagacity, his unselfish devotion, his faithfulness to every trust, has endeared him to me, and no man has contributed more to the administration than has he. I am under deep personal obligations to him, which can never be repaid.

The other members of my office staff have been faithful and efficient and to all I make my acknowledgments.

God has been good to us during my administration. There has been no clash between labor and capital. There has not been a single riot or mob. Prisoners have received fair trials. I have had no occasion to call upon the militia to quell riots or enforce the law. Our people are busy and happy. For these things I am profoundly grateful to that Divine Ruler who governs the Universe and to whom I go in each and every instance for strength and guidance.

Trusting that your session will prove harmonious and that your deliberations will redound to the good of our beloved Commonwealth, I am,

With great respect,

Sincerely yours,
WM. W. BRANDON,
Governor.

January 11, 1927.

The purpose of the joint session having been accomplished the Senate retired to its chamber.

The Speaker of the House called the House to order.

LEAVE OF ABSENCE

Was granted to Mr. Beebe for Wednesday and Thursday.

ORDER TO PRINT

On motion of Mr. Waddell one thousand copies of the Governor's message was ordered printed for the use of the House and Senate.

On motion of Mr. Grove five hundred copies of the Report of the State Docks Commission to the Legislature was ordered printed for the use of the House and Senate.

ANNOUNCEMENT OF STANDING COMMITTEES OF THE HOUSE

The Speaker of the House announced the following standing committees of the House:

RULES. Chairman, Mr. Speaker. Vice-Chairman, Mr. Tunstall; Merrill, Edmundson, Baldwin, Fite, Green, Goode, Hampton, Shivers, St. John.

JUDICIARY. Chairman, Mr. Simpson; Vice-Chairman, Lee; Baldwin, Carter, Cockrell, Denson, Fite, Frey, Goodwyn, Grove, Harwood, Jeter, Luck, Merrill, Morrow, Rogers (Mobile), St. John, Smith, Starnes, Tompkins, Tunstall, Waddell, Wallace, Ward (Geneva), Winn.

REVISION OF LAWS. Chairman, Mr. Sanderson; Vice-Chairman, Mr. Denson; Beebe, Brunson, Darden, Frey, Fite, Goodwyn, Hawkins, Hubbard, Luck, McAdory, Martin, Miller (Sumter), Morrow, Norman, Pitts, Powell, Quillin, Rankin, Shepherd, St. John, Ward (Tuscaloosa), Vickers, Ware.

WAYS AND MEANS. Chairman, Mr. Deloney; Vice-Chairman, Mr. Tunstall; Adcock, Ashcraft, Baldwin, Byars, Carter, Cook, Denson, Edmundson, Goode, Graves, Hubbard, Hughes, Langdon, Lovelace, Luck, Merrill, Miller (Marengo), Molette, Owens, Shepherd, Simpson, Stephens, Shivers, Ware, Weldon.

APPROPRIATIONS. Chairman, Mr. Ware; Vice-Chairman, Mr. Deloney; Christian, Edwards, Golson, Hampton, Hightower, Lovelace, Moxley, Norman, Poole, Sanders (Conecuh), Sanders (Pike), Stewart (Bibb), Weldon.

AGRICULTURE. Chairman, Mr. Allen; Vice-Chairman, Mr. Byars; Adcock, Bryant, Burleson, Burns, Edwards, Golson, Goode, Graves, Guy, Hampton, Hightower, Hollis, Howard, Jones (Bullock), Jordan (Washington), Kirkpatrick, Lawler, Miller (Marengo), Nipper, Owens, Parrish, Pegues, Poole, Reeder, Ringer, Sanders (Conecuh), Stewart (Bibb), Weldon.

CONSTITUTION AND CONSTITUTIONAL AMENDMENTS. Chairman, Mr. Waddell; Vice-Chairman, Mr. Fite; Anderson, Johnson, Luck, Pitts, Shivers, Simpson.

PRIVILEGES AND ELECTIONS. Chairman, Mr. Starnes; Vice-Chairman, Mr. Molette; Allen, Cook, Denson, Goode, Hawkins, Howard, Kirkpatrick, Miller (Marengo), Miller (Sumter), Rogers (Mobile), Shivers, Vickers, Winn.

EDUCATION. Chairman, Mr. Ward (Tuscaloosa); Vice-Chairman, Mr. Pegues; Ashcraft, Baldwin, Burleson, Byars, Carter, Cockrell, Cook, Edwards, Goode, Gullatt, Guy, Harwood, Hubbard, Jones (Bullock), Jones (Cleburne), Langdon, Lee, Matthews, Molette, Owens, Poole, Rankin, Sanders (Pike), Stephens, Thompson, Wallace, Ward (Geneva), Weldon, Webb.

COMMERCE AND COMMON CARRIERS. Chairman, Mr. Winn; Vice-Chairman, Mr. Merrill; Cannon, Denson, Edmund-

son, Graves, Goode, Gullatt, Green, Howell, Jones (Bullock), McAdory, Rogers (Elmore), Rogers (Mobile), Rankin, Smith, Starnes, St. John, Tunstall, Waddell.

TEMPERANCE. Chairman, Mr. Tompkins; Vice-Chairman, Mr. Christian; Adcock, Anderson, Brunson, Bryant, Byars, Cannon, Fite, Hollis, Howard, Luck, Matthews, Monk, Mullen, Nipper, Parish, Powell, Pegues, Ringer, Reeder, Rogers (Elmore), Starnes, Thompson, Ward (Tuscaloosa), Ware, Webb.

LOCAL LEGISLATION. Chairman, Mr. Morrow; Vice-Chairman, Mr. Lawler; Beebe, Carter, Cockrell, Darden, Frey, Grove, Gullatt, Langdon, Mullen, Owens, Miller (Marengo), Parish, Pitts, Quillin, Ringer, Sanderson, Shivers, Smith, Stewart (Calhoun), Wallace.

CORPORATIONS. Chairman, Mr. Ward (Geneva); Vice-Chairman, Mr. Graves; Baldwin, Desear, Goodwyn, Green, Hampton, Jones (Bullock), Merrill, Reeder, Rogers (Elmore), Shepherd, Wallace.

SEAPORT, HARBORS AND MARITIME COMMERCE. Chairman, Mr. Grove; Vice-Chairman, Mr. Luck; Anderson, Ashcraft, Beebe, Burns, Denson, Goode, Harwood, Johnson, Lovelace, Rivers, Rogers (Elmore), Rogers (Mobile), St. John, Thompson, Vickers.

PENITENTIARIES. Chairman, Mr. Guy; Vice-Chairman, Mr. Green; Burleson, Cook, Desear, Graves, Hightower, Jordan (Etowah), Molette, Morrow, Parish, Sanders (Pike), Shepherd, St. John, Webb.

CRIMINAL ADMINISTRATION. Chairman, Mr. Matthews; Vice-Chairman, Mr. Hughes; Brunson, Burns, Christian, Cook, Desear, Graves, Hightower, Jordan (Washington), Lawler, Molette, Morrow, Webb.

BANKS AND BANKING. Chairman, Mr. Lee; Vice-Chairman, Mr. Edmundson; Bryant, Deloney, Jeter, Johnson, Jordan (Washington), Lovelace, McAdory, Patterson, Rankin, Reeder, Smith, Stephens, Stewart (Calhoun), Tompkins, Weldon.

INSURANCE AND INSURANCE COMPANIES. Chairman, Mr. Johnson; Vice-Chairman, Mr. McAdory; Anderson, Ashcraft, Brunson, Deloney, Edmundson, Goode, Howell, Jordan (Washington), Matthews, Patterson, Rankin, Reeder, Stephens, Stewart (Calhoun), Tompkins, Webb.

PUBLIC ROADS AND HIGHWAYS. Chairman, Mr. Poole; Vice-Chairman, Mr. Guy; Beebe, Brunson, Burns, Byars, Cockrell, Cook, DeSear, Edwards, Golson, Hawkins, Jordan (Etowah), Jordan (Washington), Langdon, Lawler, Matthews, Miller (Marengo), Miller (Sumter), Norman, Ringer, Rogers (Mobile), Sanders (Conecuh), Sanders (Pike), Sanderson, Starnes, Stewart (Bibb), Winn.

MINES AND MINING—Chairman, Mr. Shepherd; Vice-Chairman, Mr. Morrow; Deloney, Edmundson, Goodwyn, Green, Harwood, Hawkins, Luck, Merrill, Miller (Marengo), Patterson, Poole, Shivers, Simpson, St. John, Stewart (Bibb), Tunstall, Waddell.

MANUFACTURING. Chairman, Mr. McAdory; Vice-Chairman, Mr. Hawkins; Allen, Ashcraft, Brunson, Denson, DeSear, Edmundson, Fite, Guy, Hampton, Howell, Jordan (Etowah), Lee, Miller (Marengo), Patterson, Powell, St. John, Wallace.

COUNTY AND COUNTY BOUNDARIES. Chairman, Mr. Smith; Vice-Chairman, Mr. Gullatt; Anderson, DeSear, Edwards, Johnson, Lawler, Matthews, Parish, Pitts, Rivers, Shivers, Ware.

PENSIONS. Chairman, Mr. Adcock; Vice-Chairman, Mr. Hollis; Bartlett, Christian, Edwards, Lee, Lovelace, Monk, Mullen, Ringer, Tompkins.

SOLDIERS' HOME. Chairman, Mr. Christian; Vice-Chairman, Mr. Adcock; Bartlett, Hollis, Monk, Mullen, Ringer.

PUBLIC HEALTH. Chairman, Mr. Moxley; Vice-Chairman, Mr. Goode; Allen, Ashcraft, Beebe, Burns, Goodwyn, Guy, Hampton, Hubbard, Hughes, Nipper, Rivers, Stewart (Calhoun), Thompson, Waddell.

PUBLIC BUILDINGS AND INSTITUTIONS. Chairman, Mr. Sanders (Conecuh), St. John, Burns, Gullatt, Harwood, Hughes, Kirkpatrick, Moxley, Mullen, Nipper, Norman, Ward (Tuscaloosa).

CAPITOL AND CAPITOL GROUNDS. Chairman, Mr. Martin; Vice-Chairman, Mr. Carter; Bartlett, Bryant, Golson, Goodwyn, Sanderson.

MILITARY. Chairman, Mr. Carter; Vice-Chairman, Mr. Burleson; Brunson, Denson, Howell, Hubbard, Jones (Cleburne), Morrow, Norman, Parish, Pegues, Pitts, Quillin, Simpson Rivers.

GAME, FISH AND FISHERIES. Chairman, Mr. Jeter; Vice-Chairman, Mr. Sanders (Conecuh); Bartlett, Beebe, Burleson, Goode, Grove, Hawkins, Langdon, Lovelace, Martin, Miller (Sumter), Poole, Reeder, Starnes, Vickers.

FORESTRY AND CONSERVATION. Chairman, Mr. Lovelace; Vice-Chairman, Mr. Hampton; Howell, Jordan (Washington), Lawler, Pitts, Sanders (Conecuh), Waddell, Ward (Geneva).

MUNICIPAL ORGANIZATION. Chairman, Mr. Hawkins; Vice-Chairman, Mr. Patterson; Goodwyn, Grove, Gullatt, Hubbard, Martin, Merrill, Smith, Stewart (Calhoun), Vickers, Ward (Geneva), Winn.

RIVERS AND NAVIGATION. Chairman, Mr. Thompson; Vice-Chairman, Mr. Owens; Ashcraft, Burleson, Cannon, Darden, Deloney, Hampton, Hightower, Hollis, Howell, Kirkpatrick, Nipper, Patterson, Pegues, Stephens.

LABOR. Chairman, Mr. Frey; Vice-Chairman, Mr. Jeter; Allen, Green, Guy, Hughes, Martin, Powell, Quillin, Sanders (Conecuh), Stewart (Bibb).

IMMIGRATION. Chairman, Mr. DeSear; Vice-Chairman, Mr. Golson; Bartlett, Burleson, Cannon, Darden, Frey, Howard, Hubbard, Jeter, Jones (Bullock), Jones (Cleburne), Jordan (Etowah), Kirkpatrick, Matthews, Martin, Rogers (Elmore), Ward (Tuscaloosa).

PUBLIC PRINTING. Chairman, Mr. Norman; Vice-Chairman, Mr. Stephens; Hawkins, Byars, Edmundson, Green, Lovelace, Poole.

ELEEMOSYNARY INSTITUTIONS. Chairman, Mr. Byars; Vice-Chairman, Mr. Weldon; Baldwin, Christian, Edwards, Jones (Cleburne), McAdory, Miller (Sumter), Monk, Moxley, Mullen, Patterson, Powell, Rivers, Sanderson.

CLAIMS AND FEES. Chairman, Mr. Sanders (Pike); Vice-Chairman, Mr. Martin; Bryant, Cannon, Christian, Cockrell, Graves, Howard, Moxley, Rivers, Thompson.

REVISION OF THE JOURNAL. Chairman, Mr. Langdon; Brunson, Johnson, Quillin, Stewart (Calhoun).

ENGROSSED BILLS. Chairman, Mr. Wallace; Darden, Jordan (Etowah), Monk, Quillin.

ENROLLED BILLS. Chairman, Mr. Harwood, Cockrell, Jones (Bullock), Jones (Cleburne), Webb.

PRIVILEGES OF THE FLOOR

Were extended to Mrs. A. M. Tunstall, Mrs. Winn, Mrs. Darden, Mr. Pruett and Mr. Smith for today.

INTRODUCTION OF BILLS

The following bills were introduced, severally read one time and referred to appropriate standing committees as follows:

By Mr. Goodwyn:

H. 4. To amend Section 906 of the Code of Alabama of 1923.
Revision of Laws.

By Mr. Goodwyn:

H. 5. To provide funds for the repair or improvement of the Capitol.

Capitol and Capitol Grounds.

By Mr. Goodwyn:

H. 6. To amend Sections 1033, 1034, 1035, 1036, 1037, 1038, 1039, 1040 and 1041 of Chapter 30 of the Code of 1923 relating to the Geological Survey.

Revision of Laws.

By Mr. Goodwyn:

H. 7. To provide funds for the repair or improvement of the Capitol.

Appropriations.

By Mr. Poole:

H. 8. To repeal an Act approved September 14, 1923, entitled: "An Act to protect the title of motor vehicles within this State; to provide for the issuance of certificates of title and evidence of registration thereof; to regulate purchase and sale or other transfer of ownership; to facilitate the recovery of motor vehicles stolen or otherwise unlawfully taken; to provide for the regulation and licensing of certain dealers in used and second-hand vehicles as herein defined; to provide for sale of vehicle with engine number altered or changed; to prescribe the powers and duties of the State Tax Commission and Probate Judges hereunder; and to provide penalties for violation of the provisions hereof."

Public Roads and Highways.

By Mr. Goodwyn:

H. 9. To appropriate five thousand (\$5,000.00) dollars, or so much thereof as may be necessary, to be paid out of the State treasury to the State Department of Education to purchase the undisposed of copies of Mayfield's Scrap-Book on Constitutional Government, the books so purchased to be distributed, one copy each, to colleges, city and rural school libraries by the Department of Education.

Appropriations.

By Mr. Carter:

H. 10. To make an appropriation to the American Legion and Spanish War Veterans of the State of Alabama for the relief of sick, needy and disabled veterans of the World War and the Spanish-American War.

Appropriations.

By Mr. Baldwin:

H. 11. To divide the State into judicial circuits for the circuit court, to be numbered and composed of the counties named.

Judiciary.

By Mr. Kirkpatrick:

H. 12. To amend Section 7132 of the Code of Alabama 1923.
Revision of Laws.

By Mr. Lee:

H. 13. To further provide for and regulate the payment of pensions to Confederate soldiers and sailors and their widows, and to make necessary appropriations therefor.

Pensions.

By Mr. Lee:

H. 14. To further regulate trials by jury in the courts of this State in all civil cases, and in all criminal prosecutions based upon information or indictment charging offenses less than capital offenses, and to provide that verdicts in such cases may be returned by ten or more jurors.

Judiciary.

By Mr. Lee:

H. 15. To protect purchasers of real and personal property against which mortgages, vendor's liens, judgments and other liens have been recorded in dealing with the record owners of such liens, and to provide that cancellations of liens of this character by the record owners thereof shall be valid as to such purchasers.

Judiciary.

By Mr. Lee:

H. 16. To amend Section 6277 of Code of Alabama.

Banks and Banking.

By Mr. Ware (by request):

H. 17. To authorize the payment of postage bills of clerks of the Circuit Court, Sheriff, Register Circuit Court, Tax Assessor, Tax Collector, by the respective counties of the State.

Revision of Laws.

By Mr. Ward of Tuscaloosa:

H. 18. To make an appropriation of six hundred thousand (\$600,000.00) dollars, or so much thereof as may be necessary, to the State Board of Education for the further support and maintenance of the public schools of the State in order that a minimum school term of seven months or 140 days may be provided for the current fiscal year ending September 30, 1927.

Appropriations.

By Mr. Darden:

H. 19. To amend Section 8605 of the 1923 Code of Alabama.

Judiciary.

By Mr. Frey:

H. 20. To amend Sections 855 and 872 of the Code of Alabama, and to repeal Section 871 of said Code, and to repeal all laws and parts of laws in conflict with the provisions of this Act.

Revision of Laws.

By Mr. Sanderson:

H. 21. To regulate the running of motor vehicles and the use of public highways and to provide for the public safety by prescribing the liability of owners of motor vehicles for injury occasioned by the negligent operation thereof and to require the furnishing of security for such liability as a prerequisite to the licensing or registration of such motor vehicles, and in the ab-

sence of such security to provide for the enforcement of such liability by means of a lien upon such motor vehicles.

Public Roads and Highways.

By Mr. Miller of Sumter:

H. 22. Amending Section 8777 of the Code of Alabama as approved August 17th, 1923.

Revision of Laws.

By Mr. Miller of Sumter:

H. 23. Amending Section 3858 of the Code of Alabama as approved August 17th, 1923.

Revision of Laws.

By Mr. Jeter:

H. 24. To amend Section 8075 of the Code of Alabama, 1923.

Revision of Laws.

By Mr. Jeter:

H. 25. To amend Section 8067 of the Code of Alabama, 1923.

Revision of Laws.

By Mr. Jeter:

H. 26. To amend Section 8086 of the Code of Alabama, 1923.

Revision of Laws.

By Mr. Jeter:

H. 27. To amend Section 8056 of the Code of Alabama, 1923.

Revision of Laws.

By Mr. Grove:

H. 28. To give effect to the amendment to Section 93 of the Constitution of Alabama adopted at the November election, 1922, enabling the State "When authorized by appropriate laws passed by the Legislature, to engage in the work of internal improvement, of promoting, developing, constructing, maintaining and operating all harbors or seaports within the State or its jurisdiction at a cost not exceeding ten million dollars"; continuing the authority granted the State of Alabama in Chapter 44, Article 4, of the Code of 1923, to engage in the work of internal improvement of promoting, developing, constructing, maintaining and operating all harbors or seaports within the State or its jurisdiction, including all kinds of terminal facilities at seaports, and therein and thereafter to borrow money through the issue and sale of its bonds, or otherwise therefor, but not to exceed in the aggregate ten million dollars; to prescribe the powers and authority of the State in respect to said development; continuing an agency of the State known as the State Docks Commission, preserving the terms of office of the existing members of the State Docks Commission, providing for the election, subject to confirmation by the Senate, of members of the State Docks Commission, including the participation by the Governor in the election of members of the Commission under certain circumstances provided; to provide for the management and control of all of

said operations by said agency; to prescribe and define the powers, duties and jurisdiction of such agency, including, among other things, the leasing of real estate within the boundaries of the State Docks area and exempting from State, county and municipal taxation structures and improvements as well as all permanent facilities erected, installed or located, within said boundaries, by lessees, their successors or assigns, for the period stipulated in such leases, and including the exercise of the power of eminent domain, and among other things, to make rules and regulations concerning the licensing and disciplining of pilots, fixing pilotage fees, promulgating rules and regulations for the operation and maintenance of any seaport or harbor within the State, preventing and penalizing obstruction of any harbor or seaport, providing suitable penalties for the violation of any rule or regulation established by said Commission under the authority of this Act; to confer upon said agency the power and authority to fix reasonable charges for services rendered pursuant to this Act by the State, or under its authority, and for the use of its facilities acquired or constructed under authority of this Act, to require all persons and corporations rendering like services or furnishing similar facilities, to make charges therefor at least as great as the reasonable charges fixed by such agency; to establish harbor lines and to grant licenses to riparian owners to erect aids to navigation; to regulate generally the acquisition, construction, development and operation by the State of harbor improvements; including, among other things, all kinds of terminal facilities at seaports; to repeal all laws in conflict with this Act, and expressly repealing the following sections of the Code of 1923, viz.: Sections 2427 to 2517, both inclusive.

Seaport, Harbors and Maritime Commerce.

APPOINTMENT OF PAGES AND MESSENGERS

The Speaker announced the appointment of the following Pages and Messengers:

Miss Lucy Mullen, Dunklin Burnett, Ralph Searcy, Jr., Edward Spencer, John Bricken, Joe Benson, as Pages, and Sam Pharr, William Bowles, Gibson Besson, and William Bargainier, as Messengers.

ADJOURNMENT

On motion of Mr. Hawkins, the House adjourned until ten o'clock tomorrow morning.

SECOND DAY

House of Representatives,
Montgomery, Ala., Wednesday, January 12th, 1927.

The House met pursuant to adjournment.

PRAYER.

The session was opened with prayer by Rev. Mr. Mullen of the House.

ROLL CALL.

On a call of the roll of the House, the following members answered to their names:

Messrs.:			
Mr. Speaker	Goode	Luck	Rogers (Elmore)
Adcock	Goodwyn	McAdory	Rogers (Mobile)
Allen	Graves	Martin	St. John
Anderson	Grove	Matthews	Sanders (Conecuh)
Ashcraft	Gullatt	Merrill	Sanders (Pike)
Baldwin	Guy	Miller (Marengo)	Sanderson
Bartlett	Hampton	Miller (Sumter)	Shepherd
Brunson	Harwood	Molette	Shivers
Bryant	Hawkins	Monk	Simpson
Burleson	Hightower	Morrow	Smith
Burns	Hollis	Moxley	Starnes
Byars	Howard	Mullen	Stephens
Cannon	Howell	Nipper	Stewart (Bibb)
Carter	Hubbard	Norman	Stewart (Calhoun)
Christian	Hughes	Owens	Thompson
Cockrell	Jeter	Parish	Tompkins
Cook	Johnson	Patterson	Tunstall
Darden	Jones (Bullock)	Pegues	Vickers
Deloney	Jones (Cleburne)	Pitts	Waddell
Denson	Jordan (Etowah)	Poole	Wallace
Desear	Jordan (Washington)	Powell	Ward (Geneva)
Edmundson	Kirkpatrick	Quillin	Ward (Tuscaloosa)
Edwards	Langdon	Rankin	Ware
Fite	Lawler	Reeder	Webb
Frey	Lee	Ringer	Weldon
Golson	Lovelace	Rivers	Winn

A quorum was present.

JOURNAL.

The Chairman of the Standing Committee on Revision of the Journal made the following report:

REPORT OF STANDING COMMITTEE ON REVISION OF THE JOURNAL

Mr. Speaker:

Your Standing Committee on Revision of the Journal begs leave to report that said committee has carefully examined the Journal of the House for the First Legislative Day and finds same correct.

R. G. Langdon,
Chairman.

The report of the committee was concurred in and adopted and the Journal for the First Legislative Day was approved.

MESSAGE FROM THE SENATE

Mr. Speaker:

The Senate has originated and adopted the following Senate Joint Resolution, and sends same herewith to the House:

By Mr. Ellis of Dallas:

S. J. R. 11. Resolved by the Senate, the House concurring, That the two houses meet in joint session today at 10:30 A. M., in the hall of the House of Representatives to hear an address by General Sibert.

J. E. Speight,
Secretary.

SENATE MESSAGE

On motion of Mr. Tunstall, the rules were suspended and the S. J. R. 11 set out in the above and foregoing message from the Senate was concurred in and adopted.

APPOINTMENT OF COMMITTEE

Speaker of the House, in accordance with the provisions of S. J. R. 5 heretofore adopted, appointed as a committee on the part of the House to arrange for the inauguration of the incoming Governor and Lieut.-Governor the following:

Messrs. Goodwyn, Sanderson, Martin, Carter, Fite, Tompkins and Merrill.

BILLS ON SECOND READING

Mr. Tunstall, Vice-Chairman of the Standing Committee on Rules, reported that said committee, in session had acted on the following bills and ordered same returned to the House with a favorable report:

H. 1. To provide for the employment of subordinate employees of the Legislature.

H. 2. To impose an excise tax, in addition to that already imposed by the Act approved February 10, 1923; on persons, corporations, copartnerships, companies, agencies or associations engaged in the business of selling, distributing, storing or withdrawing from storage for any purpose whatsoever gasoline or other liquid motor fuels or devices or substitutes therefor in this State; and providing for the collection and payment of such tax and distribution of the funds derived therefrom, and providing for its enforcement and fixing a penalty for the violation of any of the provisions hereof.

H. 3. To create the office of Alabama Highway Director in Alabama, to provide for his appointment, to fix his salary, to define his term of office, and prescribe his powers and duties.

Mr. Grove, Chairman of the Standing Committee on Seaport, Harbors and Maritime Commerce, reported that said committee, in session, had acted on the following bill and ordered same returned to the House with a favorable report with an amendment:

H. 28. (With amendment.) To give effect to the amendment to Section 93 of the Constitution of Alabama adopted at the November election, 1922, enabling the State "When authorized by appropriate laws passed by the Legislature, to engage in the work of internal improvement, of promoting, developing, constructing, maintaining and operating all harbors or seaports within the State or its jurisdiction at a cost not exceeding ten million dollars"; continuing the authority granted the State of Alabama in Chapter 44, Article 4, of the Code of 1923, to engage in the work of internal improvement of promoting, developing, constructing, maintaining and operating all harbors or seaports within the State or its jurisdiction, including all kinds of terminal facilities at seaports, and therein and thereafter to borrow money through the issue and sale of its bonds, or otherwise therefor, but not to exceed in the aggregate ten million dollars; to prescribe the powers and authority of the State in respect to said development; continuing an agency of the State known as the State Docks Commission, preserving the terms of office of the existing members of the State Docks Commission, providing for the election, subject to confirmation by the Senate, of members of the State Docks Commission, including the participation by the Governor in the election of members of the Commission under certain circumstances provided; to provide for the management and control of all of said operations by said agency; to prescribe and define the powers, duties and jurisdiction of such agency, including, among other things, the leasing of real estate within the boundaries of the State Docks area and exempting from State, county and municipal taxation structures and improvements as well as all permanent facilities erected, installed or located, within said boundaries, by lessees, their successors or

assigns, for the period stipulated in such leases, and including the exercise of the power of eminent domain, and, among other things, to make rules and regulations concerning the licensing and disciplining of pilots, fixing pilotage fees, promulgating rules and regulations for the operation and maintenance of any seaport or harbor within the State, preventing and penalizing obstruction of any harbor or seaport, providing suitable penalties for the violation of any rule or regulation established by said Commission under the authority of this Act; to confer upon said agency the power and authority to fix reasonable charges for services rendered pursuant to this Act by the State, or under its authority, and for the use of its facilities acquired or constructed under authority of this Act, to require all persons and corporations rendering like services or furnishing similar facilities, to make charges therefor at least as great as the reasonable charges fixed by such agency; to establish harbor lines and to grant licenses to riparian owners to erect aids to navigation; to regulate generally the acquisition, construction, development and operation by the State of harbor improvements; including, among other things, all kinds of terminal facilities at seaports; to repeal all laws in conflict with this Act, and expressly repealing the following sections of the Code of 1923, viz.: Sections 2427 to 2517, both inclusive.

The above and foregoing bills were severally read a second time and placed on the calendar.

INTRODUCTION OF BILLS

The following bills were introduced, severally read one time and referred to an appropriate standing committee as follows:
By Mr. Mullen:

H. 29. To further provide and regulate the payment of pensions to Confederate soldiers and sailors and their widows, and to make necessary appropriation therefor.

Pensions.

By Mr. Thompson:

H. 30. To prohibit the teaching of the evolution theory in all the universities, normals, and all other public schools of Alabama, which are supported in whole or in part by the public school funds of the State, and to provide penalties for the violation of same.

Judiciary.

By Mr. Powell:

H. 31. To provide for pensions for widows of soldiers and sailors, in the Army and Navy of the Confederate States of America, and for the regulation of the payment thereof.

Pensions.

By Mr. Powell:

H. 32. A Bill to be entitled An Act to submit to the qualified voters of the State of Alabama, at the general Election to be held on the first Tuesday after the first Monday of November, 1928, for their consideration, an amendment to the Constitution of the State, fixing the salaries and compensations and allowances to be paid to the Judge of Probate, the Tax Assessor and the Tax Collector, the Clerk of the Circuit Court, the County Solicitor and the County Treasurer, of Walker County, requiring the said officers to cover the fees collected by them into the county treasury of Walker County and authorizing the disposition of said funds, and empowering the Legislature thereafter to fix and regulate and alter the costs, charges, and fees and salaries of such officers, including the method and basis of their compensation.

Be it Enacted by the Legislature of Alabama:

Section 1. That the following amendment to the Constitution of Alabama is hereby proposed, to be submitted to the qualified voters of Alabama, for their consideration, as hereafter set forth, viz: Commencing on the first Tuesday after the second Monday in January, 1929, subsequent to the General Election to be held on the first Tuesday after the first Monday of November, 1928, the compensation and allowance of the following named county officers of Walker County shall be as follows: Salary of Judge of Probate of Walker County, \$5,000.00 per year, net; allowance of \$7,500.00 per annum for office expenses as follows: One clerk at \$2,100.00 per annum; two clerks at \$1,500.00 per annum, each; and \$2,400.00 per annum for all other expenses, including extra clerks. The said \$2,400.00 to be paid to the Judge of Probate in monthly instalments and disbursed by him. The Tax Assessor of Walker County shall receive a salary of \$4,000.00 per year, net; allowance of \$2,100.00 per year for a chief clerk in said office; \$1,200.00 for an assistant clerk in said office, and \$700.00 per year for extra help and other expenses. The Tax Collector of Walker County shall receive a salary of \$4,000.00 per year, net; allowance of \$1,500.00 per year for his clerk in said office and \$1,000.00 for extra help and other expenses. The Circuit Clerk of Walker County shall receive a salary of \$3,600.00 per year, net; allowance of \$1,800.00 per year for a chief clerk in said office and \$1,000.00 for extra help and other expenses. The County Solicitor of Walker County shall receive a salary of \$2,400.00 per year, net. The County Treasurer of said county shall receive a salary of \$2,400.00 per year, net. The above named amounts shall be in lieu of all compensations and allowances to the respective named officers. The above named officers shall collect the fees heretofore collected by them, or allowed by law for such services, and shall cover such fees into the county

treasury on the first Monday of each month, to be kept in a separate fund to be designated as 'The Salary Fund;' that out of such funds the above named amounts for salaries and allowances for said officers shall be paid as the salaries of other county officers are paid; that the residue or remainder of such fund shall be paid by the County Treasurer or other custodian of such funds into the treasury of the school funds of Walker County and shall become a part of the school funds of said county and to be used by the Board of Education of Walker County in prolonging the terms of the public schools of said county, so that all of the school children of said county shall receive a benefit therefrom so far as is practicable, until changed or modified by local or general laws. The Board of County Commissioners or other governing body of Walker County shall provide said officers with necessary quarters, books, stationery and other conveniences. The Legislature of Alabama may hereafter, from time to time, by local or general laws, fix, regulate and alter the amount of the above named salaries and allowances, including the method and basis of their compensation, also fix, regulate and alter amount of compensation received by all other county officers of said county.

Section 2. That it shall be the duty of the Governor to give notice by proclamation, to be published in one newspaper in each county in the State, at least eight consecutive weeks, next preceding the general election in November, 1928, of the election on the amendment proposed by this act, to be submitted to the qualified voters of the State, for their consideration, together with the proposed amendment.

Section 3. That at the general election in November, 1928, an election shall be held for the vote of the qualified electors of the State upon the proposed amendment. Upon the ballots used at such election, shall be printed the following: "Amendment to the Constitution, fixing the compensation and allowances of the following named county officers of Walker County, commencing on the first Tuesday after the second Monday in January, 1929, subsequent to the General Election in November, 1928, as follows: Salary of Judge of Probate of Walker County, \$5,000.00 per year, net; allowance of \$7,500.00 per annum for office expenses as follows: One clerk at \$2,100.00 per annum; two clerks at \$1,500.00 per annum, each; and \$2,400.00 per annum for all other expenses, including extra clerks. The said \$2,400.00 to be paid to the Judge of Probate in monthly instalments and disbursed by him. The Tax Assessor of Walker County shall receive a salary of \$4,000.00 per year, net; allowance of \$2,100.00 per year for a chief clerk in said office; \$1,200.00 for an assistant clerk in said office, and \$700.00 per year for extra help and other expenses. The Tax Collector of Walker

County shall receive a salary of \$4,000.00 per year, net; allowance of \$1,500.00 per year for his clerk in said office, and \$1,000.00 for extra help and other expenses. The Circuit Clerk of Walker County shall receive a salary of \$3,600.00 per year, net; allowance of \$1,800.00 per year for a chief clerk in said office, and \$1,000.00 for extra help and other expenses. The County Solicitor of Walker County shall receive a salary of \$2,400.00 per year, net. The County Treasurer of said County shall receive a salary of \$2,400.00 per year, net. The above named amounts shall be in lieu of all compensations and allowances to the respective named officers. The above named officers shall collect the fees heretofore collected by them, or allowed by law for such services, and shall cover such fees into the county treasury on the first Monday of each month, to be kept in a separate fund to be designated as "The Salary Fund;" that out of such funds the above named amounts for salaries and allowances for said officers shall be paid as the salaries of other county officers are paid; that the residue or remainder of such fund shall be paid by the County Treasurer or other custodian of such fund into the treasury of the school funds of Walker County, and shall become a part of the school funds of said county and to be used by the Board of Education of Walker County in prolonging the terms of the public schools of said county, so that all of the school children of said county shall receive a benefit therefrom so far as is practicable, until changed or modified by local or general laws. The Board of County Commissioners or other governing body of Walker County shall provide said officers with necessary quarters, books, stationery and other conveniences. The Legislature of Alabama may hereafter, from time to time, by local or general laws, fix, regulate and alter the amount of the above named salaries and allowances, including the method and basis of their compensation, also fix, regulate and alter amount of compensation received by all other county officers of said county." Following the proposed amendment on the ballot shall be printed the word "Yes," and immediately under that shall be printed the word "No," The choice of the elector shall be indicated by the cross-mark by him opposite the word expressing his desire.

Section 4. The officers of such general election shall open a poll for the vote of the qualified electors upon the proposed amendment. The election shall be held in all things in accordance with the law governing general elections. In the election upon such proposed amendment, the votes cast thereat shall be canvassed, tabulated, and the returns thereof made to the Secretary of State, and counted in the same manner as in elections for representatives to the Legislature, and if it shall thereupon appear that a majority of the qualified electors who voted upon the proposed amendment voted in favor of the same, such amendment

shall be valid to all intents and purposes as a part of the Constitution of Alabama. The result of such election shall be made known by proclamation of the Governor.

The above and foregoing bill was read one time at length and referred to the Standing Committee on Constitution and Constitutional Amendments.

By Mr. Waddell:

H. 33. To authorize the loan of money at 7% or less, and to aggregate the principal and interest at the date of the loan for the entire period of the loan and to divide the sum of the principal and interest for the entire period of the loan into monthly or other installments.

Banks and Banking.

By Mr. Goodwyn:

H. 34. To make appropriations to the Alabama Boys Industrial School.

Appropriations.

By Mr. Jeter:

H. 35. To provide for the payment of a Chief Deputy Sheriff and his appointment in all counties of this State where a division of the Circuit Court is held other than at the County Site of such county, and where criminal causes are exclusively tried at such other places other than at the County site.

Judiciary.

By Mr. Jeter:

H. 36. To amend Section 1 of an Act entitled "An Act, to provide for the election of a Solicitor for each Judicial Circuit in the State and to fix his compensation and to authorize the appointment or election of Deputy Solicitors and Assistant Solicitors, prescribe their duties and authority and fix their compensation", approved September 25, 1915.

Judiciary.

By Mr. Jeter:

H. 37. To prescribe the qualifications, duties and compensation of coroners in counties of this State of two hundred thousand inhabitants or more according to the last Federal census or any subsequent Federal census who may be hereafter elected and to provide for a deputy or an assistant coroner and to define and prescribe the powers and duties of such deputy or assistant, and to provide for the employment of a competent physician at any inquest held by such coroner, or such deputy or such assistant, and to define and prescribe his duties and to fix his compensation and to provide for the employment of stenographer by such coroners.

Local Legislation.

By Mr. Burleson:

H. 38. To amend Section 4160 of the Code of Alabama (1923).

Banks and Banking.

By Mr. Ward (Geneva):

H. 39. To validate and legalize elections heretofore held under the provisions of Article 12, Section 223 to 246 inclusive of the School Code of Alabama, 1924, providing for elections to authorize any County in the State to levy and collect special County Tax for public school purposes not to exceed thirty (30) cents on each one hundred dollars (\$100.00) worth of taxable property in such county; to authorize any school district, in any county that may be levying special county taxes for school purposes of not less than thirty (30) cents on each one hundred dollars (\$100.00) worth of taxable property in such county, to levy a special district tax for school purposes not to exceed thirty (30) cents on each one hundred dollars worth of taxable property in such school district; and to authorize boards of education to issue interest bearing warrants to erect, repair and equip school buildings and to otherwise improve school facilities."

Privileges and Elections.

By Mr. Stewart (Bibb):

H. 40. To amend sections 1 and 4 of an Act entitled "An Act to regulate elections; to provide for the registration of electors, and the preparation and furnishing of a list of the qualified electors to the election inspectors," approved October 2, 1920.

Privileges and Elections.

By Mr. Stewart (Bibb):

H. 41. To provide for the establishment, change and discontinuance of public roads in this State.

Public Roads and Highways.

By Mr. Stewart (Bibb):

H. 42. To require all county officers who receive or distribute county funds or moneys to make quarterly reports to the Court of County Commissioners, Boards of Revenue, or other governing body of the county.

Revision of Laws.

By Mr. Frey:

H. 43. To amend Section 8120 of the Code of Alabama of 1923.

Revision of Laws.

By Mr. Frey:

H. 44. To require Judges of Probate in the several counties of the State of Alabama to furnish the United States Veterans Bureau certified copies of all settlements by guardians of beneficiaries of said Bureau.

Revision of Laws.

By Mr. Frey:

H. 45. To amend Section 4778 and 4779 of the Code of Alabama of 1923.

Revision of Laws.

By Mr. Frey:

H. 46. To regulate the sessions of the Circuit Court in all counties in this State having more than 200,000 population according to the last or any succeeding Federal Census.

Revision of Laws.

By Mr. Simpson:

H. 47. To amend Sections 1545 and 1547 of the Code of Alabama of 1923.

Revision of Laws.

By Mr. Delony:

H. 48. To amend Sections 3 and 6 of An Act approved September 6th, 1923, and entitled "An Act to further provide for and regulate the payment of pensions to Confederate Soldiers and Sailors and their widows and to make necessary appropriation therefor."

Pensions.

By Mr. Delony:

H. 49. To repeal an Act entitled "An Act to impose a license or privilege tax on all deeds, bills of sale, and other instruments of like character admitted to record in the Probate offices of this State", approved September 14th, 1923.

Ways and Means.

By Mr. Delony:

H. 50. To provide further for the election of the members of courts of county commissioners, boards of revenue or members of other governing body of the county.

Privileges and Elections.

By Mr. Delony:

H. 51. To regulate traffic at railroad grade crossings in Alabama, and to provide penalties for violations of the provisions of this Act.

Commerce and Common Carriers.

By Mr. Frey:

H. 52. To create and provide an additional judge for the tenth judicial circuit of Alabama; to provide for his appointment and election, jurisdiction, power, authority and qualification.

Judiciary.

By Mr. Vickers:

H. 53. To provide for the appointment of a stenographer by each Solicitor of each judicial circuit in the State, composed of one county with three circuit judges, to fix the term of office of

said stenographer, to prescribe the duties of said stenographer, and to fix the compensation of said stenographer.

Revision of Laws.

By Mr. Miller (Sumter) (With Notice and Proof):

H. 54. To pay the Town of Livingston for school building and lot conveyed by said town to the State for the State Normal School located at Livingston.

Appropriations.

Notice and Proof H. 54:

THE STATE OF ALABAMA,

Sumter County.

Before me, W. W. Patton, a Notary Public in and for said State and County personally came W. H. Lawrence, who being by me first duly sworn deposes and says: that he is the owner and publisher of our Southern Home, a weekly newspaper published in Sumter County, Alabama, and that the attached notice of local law for Livingston, was published in said paper four times, viz: in the issue of Dec. 15, 1926; Dec. 22, 1926; Dec. 29, 1926 and January 5, 1927.

W. H. LAWRENCE.

Sworn to and subscribed before me on this the 10th day of January, 1927.

(Seal) W. W. PATTON,
Notary Public, Sumter County, Ala.

NOTICE

Notice is hereby given as provided by Section 106 of the Constitution of 1901 that the following Act, or one substantially as follows, will be introduced in the Legislature of 1927, to wit:

AN ACT

To pay to the Town of Livingston for a School Building and Lot conveyed by said Town to The State for The State Normal School located at Livingston.

Whereas, the Town of Livingston built a brick and cement school building for a public school at a cost of more than twenty thousand dollars:

And whereas it was then and now needed by the State Normal School at Livingston, and the town conveyed to the State said school:

And whereas the town issued its bonds to pay for said building, and said bonds, or a large amount of same are still outstanding:

And whereas said building is now and for a long time has been used for the exclusive use and benefit of the said State Normal School, and the town of Livingston has been compelled to erect another public school building for the public school children of said town, at a great expense to said town; therefore,

Be it enacted by the Legislature of Alabama:

Section 1.—That there is hereby appropriated the sum of twenty thousand dollars for payment for said school building and lot so conveyed by the town of Livingston to the State of Alabama.

Section 2.—Be it further enacted that the amount of twenty thousand dollars named in the foregoing section, shall be paid out of any funds in the treasury not otherwise appropriated, and that the State Auditor be, and

hereby is authorized and required to draw his warrant on the State Treasurer for the amount named in section 1 hereof, payable to the Mayor of said town of Livingston.

December 10th, 1926.

M. E. McConnell, Mayor,
W. S. Nichols,
T. V. White,
L. S. Fluker,
W. H. Coleman,
W. W. Patton,
Council of the town of Livingston, Ala.

By Mr. Grove:

H. 55. A bill to be Entitled an Act to submit to the qualified voters of the State of Alabama, at the general election to be held in November, 1928, for their consideration, an amendment to the Constitution of the State of Alabama, so as to authorize and empower the legislature of Alabama, from time to time, by general or local laws, to fix, regulate and alter the costs, charges of courts, fees, commissions, allowances or salaries to be charged or received by any county officer of Mobile County, Alabama, including the sheriff, Judge of Probate, Tax Assessor, Tax Collector Clerk of the Circuit Court and Registers of the Circuit and Chancery Courts, and including the method or basis of their compensation.

Be it Enacted by the Legislature of Alabama:

Section One. That the following amendment to the Constitution of Alabama is hereby proposed to be submitted to the qualified voters of Alabama for their consideration, as hereinafter set forth, viz: "The Legislature of Alabama may hereafter, from time to time, by general or local laws, fix, regulate and alter the costs, charges of courts, fees, commissions, allowances or salaries to be charged or received by any County Officer of Mobile County, Alabama, including the sheriff, Judge of Probate, Tax Assessor, Tax Collector, Clerk of the Circuit Court and Registers of the Circuit and Chancery Courts, and including the method and basis of their compensation."

Section Two. That it shall be the duty of the Governor of Alabama to give notice by proclamation to be published in one newspaper in each County in the State of Alabama at east eight successive weeks next preceding the general election in November, 1928, of the election on the amendment proposed by this Act to be submitted to the qualified voters of the State of Alabama for their consideration together with the proposed amendment.

Section Three. That at the general election in November, 1928, an election shall be held for the vote of the qualified electors of the State of Alabama upon the proposed amendment. Upon the ballots used at such election shall be printed the following.

viz: Amendment to constitution, authorizing the legislature of Alabama, by general or local laws, from time to time, to fix, regulate and alter the costs, charges of courts, fees, commissions, allowances or salaries to be charged or received by any county officer of Mobile County, Alabama, including the Sheriff, Judge of Probate, Tax Assessor, Tax Collector, Clerk of the Circuit Court and Registers of the Circuit and Chancery Courts, and including the method and basis of their compensation. Following the proposed amendment on the ballot shall be printed the word "Yes" and immediately under that shall be printed the word "No." The choice of the elector shall be indicated by a cross-mark by him or her opposite the word expressing his or her desire.

Section Four. The officers of such general election shall open a poll for the vote of the qualified electors upon the proposed amendment. The election shall be held in all things in accordance with the law governing general elections. In the election upon the proposed amendment the votes cast thereat shall be canvassed, tabulated and the returns thereof be made to the Secretary of State and counted in the same manner as in elections for Representatives to the Legislature of Alabama, and if it shall thereupon appear that a majority of the qualified electors who voted upon the proposed amendment voted in favor of the same, such amendment shall be valid to all intents and purposes as a part of the Constitution of Alabama. The result of such election shall be made known by the proclamation of the Governor of Alabama.

The above and foregoing Bill, H. 55 proposing an amendment to the Constitution, was read one time at length and referred to the Standing Committee on Constitution and Constitutional amendments.

By Mr. Jordan (Etowah):

H. 56. To repeal Sections Six Hundred, Eighty-five (685) Six Hundred Eighty Six (686) and Six Hundred Eighty-Seven (687) of Article Four (4) of the Code of Alabama 1923.

Revision of Laws.

JOINT SESSION

The hour of 10:30 A. M. having arrived, under S. J. R. 11 heretofore adopted, the Senate and House met in Joint Session in the Hall of the House.

The Lieutenant Governor and presiding officer of the Senate directed the Secretary of the Senate to call the roll of the Senate and the following Senators answered to their names:

Messrs.:			
Bonner	Ellis of Shelby	Jones	Stokes
Brown	Fite	Justice	Teasley
Caffey	Hall	Loflin	Thompson
Carlton	Hines	Moore	Walton
Cowan	Holmes	Nixon	Warren
Craft	Jack	Nolen	Williams
Edgar	Jackson	Stanley	Young
Ellis of Dallas	James		

—30

A quorum was present.

The Speaker of the House then directed the Clerk of the House to call the roll of the House and the following members answered to their names:

Messrs.:			
Mr. Speaker	Goode	Luck	Rogers (Elmore)
Adcock	Goodwyn	McAdory	Rogers (Mobile)
Allen	Graves	Martin	St. John
Anderson	Grove	Matthews	Sanders (Conecuh)
Ashcraft	Gullatt	Merrill	Sanders (Pike)
Baldwin	Guy	Miller (Marengo)	Sanderson
Bartlett	Hampton	Miller (Sumter)	Shepherd
Brunson	Harwood	Molette	Shivers
Bryant	Hawkins	Monk	Simpson
Burleson	Hightower	Morrow	Smith
Burns	Hollis	Moxley	Starnes
Byars	Howard	Mullen	Stephens
Cannon	Howell	Nipper	Stewart (Bibb)
Carter	Hubbard	Norman	Stewart (Calhoun)
Christian	Hughes	Owens	Thompson
Cockrell	Jeter	Parish	Tompkins
Cook	Johnson	Patterson	Tunstall
Darden	Jones (Bullock)	Pegues	Vickers
Deloney	Jones (Clebune)	Pitts	Waddell
Denson	Jordan (Etowah)	Poole	Wallace
Desear	Jordan (Washington)	Powell	Ward (Geneva)
Edmundson	Kirkpatrick	Quillin	Ward (Tuscaloosa)
Edwards	Langdon	Rankin	Ware
Fite	Lawler	Reeder	Webb
Frey	Lee	Ringer	Weldon
Golson	Lovelace	Rivers	

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A quorum was present.

General W. L. Sibert then addressed the Joint Session.

The President of the Senate announced the purpose of the Joint Session having been accomplished the Senate would retire to its chamber.

The Speaker of the House then called the House to order.

JOINT SESSION

The hour of eleven o'clock A. M. having arrived, under a Joint Resolution heretofore adopted, the Senate and House met in Joint Session in the Hall of the House.

The President of the Senate directed the Secretary of the Senate to call the roll of the Senate and the following Senators answered to their names:

Messrs.:			
Bonner	Ellis of Dallas	James	Stokes
Bradford	Ellis of Shelby	Jones	Teasley
Brown	Fite	Justice	Thompson
Caffey	Hall	Loflin	Walton
Carlton	Hines	Moore	Warren
Cowan	Holmes	Nixon	Williams
Craft	Jack	Nolen	Young
Edgar	Jackson	Stanley	

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A uorum was present.

The Speaker of the House then directed the Clerk of the House to call the roll of the House and the following members answered to their names:

Messrs.:			
Mr. Speaker	Goode	McAdory	Rogers (Mobile)
Adcock	Goodwyn	Martin	St. John
Allen	Graves	Matthews	Sanders (Concuh)
Anderson	Grove	Merrill	Sanders (Pike)
Ashcraft	Gullatt	Miller (Marengo)	Sanderson
Baldwin	Guy	Miller (Sumter)	Shepherd
Bartlett	Hampton	Molette	Shivers
Brunson	Harwood	Monk	Simpson
Bryant	Hawkins	Morrow	Smith
Burleson	Hightower	Moxley	Starnes
Burns	Hollis	Mullen	Stephens
Byars	Howard	Nipper	Stewart (Bibb)
Cannon	Howell	Norman	Stewart (Calhoun)
Carter	Hubbard	Owens	Thompson
Christian	Hughes	Parish	Tompkins
Cockrell	Jeter	Patterson	Tunstall
Cook	Johnson	Pegues	Vickers
Darden	Jones (Cleburne)	Pitts	Waddell
Deloney	Jordan (Etowah)	Poole	Wallace
Denson	Jordan (Washington)	Powell	Ward (Geneva)
Desear	Kirkpatrick	Quillin	Ward (Tuscaloosa)
Edmundson	Langdon	Rankin	Ware
Edwards	Lawler	Reeder	Webb
Fite	Lee	Ringer	Weldon
Frey	Lovelace	Rivers	Winn
Golson	Luck	Rogers (Elmore)	

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A quorum was present.

The Lieutenant Governor and Presiding Officer of the Senate, then announced that there was a quorum of the Legislature of Alabama present, and that the purpose of the Joint Session was to open the returns, count, ascertain and proclaim the result of the election held on Tuesday the 2nd day of November, 1926 for Executive Officers of the State of Alabama.

The Speaker of the House of Representatives then proceeded to open and publish in the presence of the Legislature of Alabama and in the presence of a majority of the members of the Legislature of Alabama in Joint Session assembled the returns of the Election held on Tuesday, November 2nd, 1926, for executive officers of the State of Alabama, to-wit: For Governor, Lieutenant Governor, Attorney General, State Auditor, Secretary of State, State Treasurer, Superintendent of Education and Commissioner of Agriculture and Industries.

RESULT OF ELECTION

The Speaker of the House proclaimed the result of the election as follows:

Counties	Governor		Lieutenant Governor		Secretary of State		State Auditor	
	Bibb Graves	John A. Bing-ham	Wm. C. Davis	Sumter Cogswell	John Brandon	Chas. S. Phillips	S. H. Blan	Robert C. Lovvorn
Autauga	670	23	749	21	748	22	749	20
Baldwin	1,447	94	1,403	99	1,386	112	1,395	96
Barbour	839	5	833	5	830	5	826	5
Bibb	849	29	838	26	833	29	840	26
Blount	1,988	773	1,954	779	1,938	780	1,938	780
Bullock	380	3	380	3	380	3	380	3
Butler	682	10	679	11	677	9	679	9
Calhoun	1,194	46	1,182	45	1,177	46	1,176	45
Chambers	944	8	950	8	941	9	942	9
Cherokee	1,198	137	1,176	135	1,179	140	1,173	137
Chilton	1,321	1,609	1,255	1,618	1,249	1,620	1,243	1,621
Choctaw	748	1	748	1	748	1	747	1
Clarke	965	7	961	6	958	8	960	7
Clay	1,627	686	1,563	688	1,500	738	1,548	689
Cleburne	1,080	393	924	411	919	416	907	419
Coffee	1,468	17	1,446	17	1,436	18	1,439	17
Colbert	1,979	171	1,888	168	1,855	175	1,869	156
Conecuh	1,071	16	1,064	16	1,057	17	1,058	17
Coosa	1,062	166	1,031	137	1,012	150	1,021	137
Covington	1,147	13	1,161	12	1,170	12	1,172	14
Crenshaw	706	2	707	2	708	2	706	2
Cullman	2,453	1,243	2,187	1,292	2,115	1,323	2,116	1,298
Dale	875	21	861	23	844	23	856	23
Dallas	1,006	6	1,008	6	1,008	6	1,008	6
DeKalb	3,792	3,530	3,701	3,544	3,679	3,574	3,677	3,514
Elmore	1,265	17	1,285	17	1,283	16	1,283	16
Escambia	1,032	18	1,002	19	1,004	19	998	18
Etowah	1,869	359	1,830	365	1,809	376	1,816	368
Fayette	1,700	742	1,582	752	1,541	755	1,530	748
Franklin	2,370	1,935	2,310	1,949	2,264	1,957	2,266	1,948
Geneva	1,277	283	1,218	281	1,211	286	1,216	281

[illegible]

Counties	State Treasurer		Supt. of Education		Commissioner of Agriculture and Industries		Attorney General	
	W. B. L. A.		R. E. Tidwell		S. M. Dunwoody		Charlie C. McCall	
	Allgood	Carroll	Mrs. Mattie Owens	G. R. Horton	J. Foy Guin			
Autauga	750	20	749	24	746	24	749	21
Baldwin	1,408	101	1,397	119	1,390	100	1,403	91
Barbour	830	5	829	5	836	5	834	5
Bibb	840	27	840	26	837	27	839	26
Blount	1,940	782	1,924	810	1,931	784	1,935	784
Bullock	380	3	380	3	380	3	380	3
Butler	679	9	687	10	688	9	688	9
Calhoun	1,175	48	1,174	49	1,172	47	1,177	46
Chambers	951	9	941	9	941	7	939	9
Cherokee	1,183	139	1,173	139	1,173	133	1,163	135
Chilton	1,251	1,623	1,236	1,606	1,239	1,624	1,239	1,639
Choctaw	747	1	747	1	747	1	747	1
Clarke	959	9	958	7	958	7	960	8
Clay	1,550	684	1,554	701	1,535	682	1,545	686
Cleburne	925	409	945	393	903	414	906	399
Coffee	1,439	17	1,437	18	1,441	17	1,439	18
Colbert	1,869	162	1,869	172	1,853	173	1,846	173
Conecuh	1,057	16	1,058	14	1,057	16	1,058	16
Coosa	1,013	149	1,010	156	1,007	143	1,017	140
Covington	1,172	12	1,171	12	1,172	12	1,173	12
Crenshaw	707	2	707	2	707	2	707	2
Cullman	2,172	1,288	2,188	1,279	2,105	1,307	2,118	1,292
Dale	858	23	855	24	855	23	857	21
Dallas	1,008	6	1,008	6	1,008	6	1,008	6
DeKalb	3,713	3,555	3,703	3,538	3,660	3,576	3,675	3,539
Elmore	1,283	18	1,285	17	1,285	16	1,284	16
Escambia	1,005	15	997	17	994	17	995	17
Etowah	1,826	364	1,832	364	1,813	369	1,828	365
Fayette	1,546	788	1,543	746	1,509	750	1,533	751
Franklin	2,283	1,955	2,289	1,961	2,255	1,956	2,264	1,981

Geneva.....	1,203	316	1,215	289	1,212	286	1,223	281
Greene.....	382	4	382	4	381	4	382	4
Hale.....	639	4	639	4	638	4	638	4
Henry.....	581	22	581	22	583	21	581	21
Houston.....	1,029	30	1,033	29	1,030	30	1,029	30
Jackson.....	1,224	168	1,221	162	1,211	165	1,213	163
Jefferson.....	7,366	393	7,396	408	7,297	408	7,781	415
Lamar.....	759	22	759	22	759	22	759	22
Lauderdale.....	1,941	334	1,937	337	1,930	335	1,943	337
Lawrence.....	699	170	699	170	695	169	694	166
Lee.....	958	14	959	16	959	15	958	15
Limestone.....	622	14	621	15	622	14	621	14
Lowndes.....	434	2	434	2	434	2	434	2
Macon.....	342	3	342	3	342	3	342	3
Madison.....	944	29	946	29	948	29	944	31
Marengo.....	1,061	1	1,064	1	1,063	1	1,056	1
Marion.....	1,581	336	1,584	341	1,574	337	1,578	341
Marshall.....	2,385	739	2,357	758	2,333	747	2,351	731
Mobile.....	5,076	250	5,128	290	4,978	255	5,150	233
Monroe.....	910	2	910	2	910	2	910	2
Montgomery.....	2,453	14	2,451	15	2,453	12	2,453	12
Morgan.....	1,361	61	1,374	64	1,355	53	1,378	58
Perry.....	440	1	440	1	440	1	440	1
Pickens.....	636	6	636	6	635	6	635	6
Pike.....	875	22	874	21	844	21	872	21
Randolph.....	1,262	395	1,257	296	1,253	292	1,257	289
Russell.....	311	7	311	7	311	7	312	7
Shelby.....	2,401	1,690	2,404	1,697	2,379	1,692	2,396	1,689
St. Clair.....	1,600	1,157	1,606	1,186	1,560	1,176	1,555	1,172
Sumter.....	571	1	571	1	571	1	571	1
Talladega.....	1,413	211	1,413	214	1,401	213	1,412	212
Tallapoosa.....	1,372	32	1,372	32	1,372	32	1,372	32
Tuscaloosa.....	1,139	13	1,135	15	1,134	15	1,137	14
Walker.....	3,845	2,069	3,842	2,115	3,774	2,122	3,789	2,076
Washington.....	488	4	488	4	488	4	487	4
Wilcox.....	646		646		646		646	
Winston.....	893	1,149	900	1,148	887	1,156	886	1,149
Totals.....	90,301	21,924	90,413	20,954	89,865	21,901	90,482	21,697

The Speaker of the House then proclaimed as a result of the election held on Tuesday, Nov. 2nd, 1926, that Bibb Graves, Wm. C. Davis, Charlie C. McCall, S. H. Blan, John Brandon, W. B. Allgood, R. E. Tidwell and S. M. Dunwoody, were duly and legally elected to the office of Governor, Lieutenant Governor, Attorney General, State Auditor, Secretary of State, State Treasurer, Superintendent of Education and Commissioner of Agriculture and Industries, respectively, for the term prescribed by law.

RESOLUTIONS.

The following resolution was introduced:

By Mr. Goodwyn:

H. J. R. 2. Be it Resolved by the House the Senate concurring, that the Joint Committee on Inauguration of the Governor be and it is hereby authorized to expend not exceeding the sum of fifteen hundred dollars for the expenses in connection with such inauguration.

And the Rules were suspended and the resolution was adopted.

MESSAGE FROM THE SENATE.

Mr. Speaker:

Pursuant to the provisions of

S. J. R. 5. Relative to appointment of a Joint Inaugural Committee of five from the Senate and 7 from the House to arrange for the proper inauguration of the incoming Governor and Lieutenant Governor,

The President and Presiding Officer of the Senate has appointed as a Committee on part of the Senate, Messrs. James, Walton, Bradford, Stokes and Nolen.

J. E. Speight,
Secretary.

ADJOURNMENT

On motion of Mr. Hawkins the House adjourned until 10:00 A. M. tomorrow.

THIRD DAY

House of Representatives, Montgomery, Ala., Thursday, January 13th, 1927.

The House met pursuant to adjournment.

PRAYER.

The session was opened with prayer by Rev. Mr. Thompson of the House.

ROLL CALL.

On a call of the roll of the House, the following members answered to their names:

Messrs.:			
Mr. Speaker	Goode	Luck	Rogers (Elmore)
Adcock	Goodwyn	McAdory	Rogers (Mobile)
Allen	Graves	Martin	St. John
Anderson	Grove	Matthews	Sanders (Conecuh)
Baldwin	Gullatt	Merrill	Sanders (Pike)
Bartlett	Guy	Miller (Marengo)	Sanderson
Beebe	Hampton	Miller (Sumter)	Shepherd
Brunson	Harwood	Molette	Shivers
Bryant	Hawkins	Monk	Simpson
Burleson	Hightower	Morrow	Smith
Burns	Hollis	Moxley	Starnes
Byars	Howard	Mullen	Stephens
Cannon	Howell	Nipper	Stewart (Bibb)
Carter	Hubbard	Norman	Stewart (Calhoun)
Christian	Hughes	Owens	Thompson
Cockrell	Jeter	Parish	Tompkins
Cook	Johnson	Patterson	Tunstall
Darden	Jones (Bullock)	Pegues	Vickers
Deloney	Jones (Cleburne)	Pitts	Waddell
Denson	Jordan (Etowah)	Poole	Wallace
Desear	Jordan (Washington)	Powell	Ward (Geneva)
Edmundson	Kirkpatrick	Quillin	Ward (Tuscaloosa)
Edwards	Langdon	Rankin	Ware
Fite	Lawler	Reeder	Webb
Frey	Lee	Ringer	Weldon
Golson	Lovelace	Rivers	Winn

A quorum was present.

JOURNAL.

The Chairman of the Standing Committee on Revision of the Journal made the following report:

REPORT OF STANDING COMMITTEE ON REVISION OF JOURNAL.

Mr. Speaker:

Your Standing Committee on Revision of the Journal begs leave to report that said Committee has carefully examined the Journal of the House for the Second Legislative Day and finds same correct.

R. G. Langdon,
Chairman.

The report of the Committee was concurred in and adopted and the Journal of the Second Legislative Day was approved.

PRIVILEGES OF THE FLOOR

Were extended to Dean Farrah of the University of Alabama, Mr. Vandegraff of Tuscaloosa, Mr. Taylor, General Sibert and Judge McClellan of Mobile.

RESOLUTIONS.

The following resolution was introduced and referred to the Standing Committee on Rules.

By Mr. Simpson:

H. J. R. 3. Be it resolved by the House, the Senate concurring; That the University of Alabama Board of Trustees be memorialized and requested to donate to the State of Alabama a plot of ground situated in the City of Tuscaloosa, Alabama, consisting of two acres more or less on which the State Capitol of Alabama was located for more than twenty years and on which the ruins of the former Capitol Building, which was destroyed by fire several years ago, now remain, to be used by the State as a Memorial Park to commemorate for all time that historical spot in the early history of the State.

BILLS ON THIRD READING

H. 1. To provide for the employment of subordinate employees of the Legislature.

Was read a third time at length and passed; Yeas 91; Nays, 0.

Yeas:

Messrs.:

Mr. Speaker	Brunson	Christian	Edmundson
Adcock	Bryant	Cockrell	Edwards
Allen	Burleson	Cook	Fite
Anderson	Burns	Darden	Golson
Baldwin	Byars	Deloney	Goode
Bartlett	Cannon	Denson	Goodwyn
Beebe	Carter	Desear	Grove

Gullatt	Lawler	Parish	Simpson
Guy	Lee	Patterson	Smith
Hampton	Lovelace	Pegues	Starnes
Harwood	Luck	Pitts	Stephens
Hawkins	McAdory	Poole	Stewart (Bibb)
Hollis	Martin	Quillin	Thompson
Howard	Matthews	Rankin	Tompkins
Howell	Merrill	Reeder	Tunstall
Hubbard	Molette	Ringer	Vickers
Hughes	Monk	Rivers	Waddell
Jeter	Morrow	Rogers (Elmore)	Wallace
Johnson	Moxley	Rogers (Mobile)	Ware
Jones (Clebune)	Mullen	St. John	Webb
Jordan (Etowah)	Nipper	Sanders (Pike)	Weldon
Kirkpatrick	Norman	Shepherd	Winn
Langdon	Owens	Shivers	

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On motion of Mr. Tunstall the bill H. 1 was ordered sent forth to the Senate without Engrossment.

H. 28 (with amendment). To give effect to the amendment to Section 93 of the Constitution of Alabama adopted at the November election, 1922, enabling the State "when authorized by appropriate laws passed by the Legislature, to engage in the work of internal improvement, of promoting, developing, constructing, maintaining and operating all harbors or seaports within the State or its jurisdiction at a cost not exceeding ten million dollars"; continuing the authority granted the State of Alabama in Chapter 44, Article 4, of the Code of 1923, to engage in the work of internal improvement of promoting, developing, constructing, maintaining and operating all harbors or seaports within the State or its jurisdiction, including all kinds of terminal facilities at seaports, and therein and thereafter to borrow money through the issue and sale of its bonds, or otherwise therefor, but not to exceed in the aggregate ten million dollars; to prescribe the powers and authority of the State in respect to said development; continuing an agency of the State known as the State Docks Commission, preserving the terms of office of the existing members of the State Docks Commission, providing for the election, subject to confirmation by the Senate, of Members of the State Docks Commission, including the participation by the Governor in the election of members of the Commission under certain circumstances provided; to provide for the management and control of said operations by said agency; to prescribe and define the powers, duties and jurisdiction of such agency, including, among other things, the leasing of real estate within the boundaries of the State Docks area and exempting from State, County and municipal taxation structures and improvements as well as all permanent facilities erected, installed or located, within said boun-

daries, by lessees, their successors or assigns, for the period stipulated in such leases, and including the exercise of the power of eminent domain, and, among other things, to make rules and regulations concerning the licensing and disciplining of pilots, fixing pilotage fees, promulgating rules and regulations for the operation and maintenance of any seaport or harbor within the State, preventing and penalizing obstruction of any harbor or seaport, providing suitable penalties for the violation of any rule or regulation established by said Commission under the authority of this Act; to confer upon said agency the power and authority to fix reasonable charges for services rendered pursuant to this Act by the State, or under its authority, and for the use of its facilities acquired or constructed under authority of his Act, to require all persons and corporations rendering like services or furnishing similar facilities, to make charges therefor at least as great as the reasonable charges fixed by such agency; to establish harbor lines and to grant licenses to riparian owners to erect aids to navigation; to regulate generally the acquisition, construction, development and operation by the State of harbor improvements; including, among other things, all kinds of terminal facilities at seaports; to repeal all laws in conflict with this Act, and expressly repealing the following sections of the Code of 1923, viz: Sections 2427 to 2517, both inclusive.

Was taken up. The question was upon the adoption of the amendment reported by the Standing Committee on Seaport, Harbors and Maritime Commerce, said Committee amendment being as follows:

Amend the title of the bill by inserting after the word "Senate", in line 19 of the title of the bill, the following: "and/or the Governor".

Amend Section 2 by inserting after the word "elected" where it appears in line 16 thereof, the following:

Provided further, that in the event the Senate is not in session at the time of said election, such election shall be subject to temporary confirmation by the Governor, effective until such time as the Senate shall convene; whereupon the Senate shall proceed to consider his final confirmation.

And the amendment reported by the Standing Committee on Seaport, Harbors and Maritime Commerce was adopted. Yeas, 86; Nays, 0.

Yeas:

Messrs.:

Mr. Speaker
Adcock
Allen
Anderson
Baldwin

Bartlett
Beebe
Brunson
Bryant
Burleson

Burns
Byars
Cannon
Carter
Christian

Cockrell
Cook
Darden
Denson
Desear

Edmundson	Hughes	Moxley	Shivers
Edwards	Johnson	Mullen	Simpson
Fite	Kirkpatrick	Nipper	Smith
Golson	Langdon	Patterson	Starnes
Goode	Lawler	Pegues	Stephens
Goodwyn	Lee	Pitts	Stewart (Bibb)
Grove	Lovelace	Poole	Thompson
Gullatt	Luck	Powell	Tunstall
Guy	McAdory	Quillin	Vickers
Hampton	Martin	Reeder	Waddell
Harwood	Matthews	Ringer	Wallace
Hawkins	Merrill	Rivers	Ward (Geneva)
Hightower	Miller (Marengo)	Rogers (Elmore)	Ware
Hollis	Miller (Sumter)	Rogers (Mobile)	Webb
Howard	Molette	St. John	Weldon
Howell	Monk	Shepherd	Winn
Hubbard	Morrow		

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And said Bill:

H. 28. To give effect to the amendment to Section 93 of the Constitution of Alabama adopted at the November election, 1922, enabling the State "when authorized by appropriate laws passed by the Legislature, to engage in the work of internal improvement, of promoting, developing, constructing, maintaining and operating all harbors or seaports within the State or its jurisdiction at a cost not exceeding ten million dollars"; continuing the authority granted the State of Alabama in Chapter 44, Article 4, of the Code of 1923, to engage in the work of internal improvement of promoting, developing, constructing, maintaining and operating all harbors or seaports within the State or its jurisdiction, including all kinds of terminal facilities at seaports; and therein and thereafter to borrow money through the issue and sale of its bonds, or otherwise therefor, but not to exceed in the aggregate ten million dollars; to prescribe the powers and authority of the State in respect to said development; continuing an agency of the State known as the State Docks Commission, preserving the terms of office of the existing members of the State Docks Commission, providing for the election, subject to confirmation by the Senate, of Members of the State Docks Commission, including the participation by the Governor in the election of members of the Commission under certain circumstances provided; to provide for the management and control of said operations by said agency; to prescribe and define the powers, duties and jurisdiction of such agency, including, among other things, the leasing of real estate within the boundaries of the State Docks area and exempting from State, County and municipal taxation structures and improvements as well as all permanent facilities erected, installed or located, within said boundaries, by lessees, their successors or assigns, for the period stipulated in such leases, and including the exercise of the power of

eminent domain, and, among other things, to make rules and regulations concerning the licensing and disciplining of pilots, fixing pilotage fees, promulgating rules and regulations for the operation and maintenance of any seaport or harbor within the State, preventing and penalizing obstruction of any harbor or seaport, providing suitable penalties for the violation of any rule or regulation established by said Commission under the authority of this Act; to confer upon said agency the power and authority to fix reasonable charges for services rendered pursuant to this Act by the State, or under its authority, and for the use of its facilities acquired or constructed under authority of his Act, to require all persons and corporations rendering like services or furnishing similar facilities, to make charges therefor at least as great as the reasonable charges fixed by such agency; to establish harbor lines and to grant licenses to riparian owners to erect aids to navigation; to regulate generally the acquisition, construction, development and operation by the State of harbor improvements; including, among other things, all kinds of terminal facilities at seaports; to repeal all laws in conflict with this Act, and expressly repealing the following sections of the Code of 1923, viz: Sections 2427 to 2517, both inclusive.

As amended by the amendment reported by the Standing Committee on Seaport, Harbors and Maritime Commerce.

Was read a third time at length and passed; Yeas, 96; Nays, 0.

Yeas:

Messrs.:

Mr. Speaker	Golson	McAdory	Rogers (Mobile)
Adcock	Goode	Martin	St. John
Allen	Goodwyn	Matthews	Sanders (Conecuh)
Anderson	Grove	Merrill	Sanders (Pike)
Baldwin	Gullatt	Miller (Marengo)	Sanderson
Bartlett	Hampton	Miller (Sumter)	Shepherd
Beebe	Harwood	Molette	Shivers
Brunson	Hawkins	Monk	Simpson
Bryant	Hightower	Morrow	Smith
Burleson	Hollis	Moxley	Starnes
Burns	Howard	Mullen	Stephens
Byars	Howell	Nipper	Stewart (Bibb)
Cannon	Hubbard	Owens	Stewart (Calhoun)
Carter	Hughes	Parish	Thompson
Christian	Jeter	Patterson	Tompkins
Cockrell	Johnson	Pegues	Tunstall
Cook	Jones (Cleburne)	Pitts	Vickers
Darden	Jordan (Etowah)	Poole	Wallace
Deloney	Jordan (Washington)	Powell	Ward (Geneva)
Denson	Kirkpatrick	Rankin	Ward (Tuscaloosa)
Desear	Langdon	Reeder	Ware
Edmundson	Lee	Ringer	Webb
Edwards	Lovelace	Rivers	Weldon
Fite	Luck	Rogers (Elmore)	Winn

On motion of Mr. Grove, the Bill H. 28 was ordered sent forth with to the Senate without Engrossment.

H. 2. To impose an excise tax, in addition to that already imposed by the Act approved February 10, 1923; on persons, corporations, co-partnerships, companies, agencies or associations engaged in the business of selling, distributing, storing or withdrawing from storage for any purpose whatsoever gasoline or other liquid motor fuels or devices or substitutes therefor in this State; and providing for the collection and payment of such tax and distribution of the funds derived therefrom, and providing for its enforcement and fixing a penalty for the violation of any of the provisions hereof.

Was taken up. Mr. Goodwyn offered the following amendment to the Bill H. 2.

Amend Section 10 by striking out all of said Section after the words "Any Residue of such fund" in the 8th line of said Section and before the words "provided however" in the 17th line thereof.

And on motion of Mr. Tunstall the amendment offered by Mr. Goodwyn was laid upon the table. Yeas, 80; Nays, 16.

Yeas:

Messrs.:

Mr. Speaker	Fite	Langdon	Rogers (Elmore)
Adcock	Frey	Lee	St. John
Anderson	Golson	McAdory	Sanders (Pike)
Baldwin	Goode	Matthews	Shivers
Bartlett	Gullatt	Miller (Marengo)	Simpson
Beebe	Guy	Miller (Sumter)	Smith
Brunson	Harwood	Molette	Starnes
Bryant	Hawkins	Monk	Stephens
Burns	Hightower	Moxley	Stewart (Bibb)
Byars	Hollis	Mullen	Stewart (Calhoun)
Cannon	Howard	Nipper	Thompson
Carter	Howell	Owens	Tompkins
Christian	Hubbard	Parish	Tunstall
Cockrell	Hughes	Pegues	Wallace
Darden	Jeter	Powell	Ward (Geneva)
Deloney	Johnson	Quillin	Ward (Tuscaloosa)
Denson	Jones (Cleburne)	Rankin	Ware
Desear	Jordan (Etowah)	Reeder	Webb
Edmundson	Jordan (Washington)	Ringer	Weldon
Edwards	Kirkpatrick	Rivers	Winn

—80

Nays:

Messrs.:

Burleson	Jones (Bullock)	Norman	Sanders (Conecuh)
Cook	Lovelace	Patterson	Shepherd
Goodwyn	Luck	Pitts	Vickers
Grove	Martin	Rogers (Mobile)	Waddell

—16

And the

H. 2. To impose an excise tax, in addition to that already imposed by the Act approved February 10, 1923; on persons, corporations, co-partnerships, companies, agencies or associations engaged in the business of selling, distributing, storing or withdrawing from storage for any purpose whatsoever gasoline or other liquid motor fuels or devices or substitutes therefor in this State; and providing for the collection and payment of such tax and distribution of the funds derived therefrom, and providing for its enforcement and fixing a penalty for the violation of any of the provisions hereof.

Was read a third time at length and passed; Yeas, 87; Nays, 5.

Yeas:

Messrs.:

Mr. Speaker	Grove	Miller (Marengo)	Sanders (Conecuh)
Adcock	Gullatt	Miller (Sumter)	Sanders (Pike)
Anderson	Harwood	Molette	Shivers
Baldwin	Hawkins	Monk	Simpson
Bartlett	Hightower	Moxley	Smith
Beebe	Hollis	Mullen	Starnes
Brunson	Howard	Nipper	Stephens
Bryant	Howell	Owens	Stewart (Bibb)
Byars	Hubbard	Parish	Stewart (Calhoun)
Cannon	Hughes	Patterson	Thompson
Carter	Jeter	Pegues	Tompkins
Christian	Johnson	Pitts	Tunstall
Cockrell	Jones (Cleburne)	Poole	Vickers
Darden	Jordan (Etowah)	Powell	Waddell
Deloney	Jordan (Washington)	Quillin	Wallace
Denson	Kirkpatrick	Rankin	Ward (Geneva)
Desear	Langdon	Reeder	Ward (Tuscaloosa)
Edwards	Lee	Ringer	Ware
Fite	Luck	Rivers	Webb
Frey	McAdory	Rogers (Elmore)	Weldon
Golson	Martin	Rogers (Mobile)	Winn
Goode	Matthews	St. John	

—87

Nays:

Messrs.:

Burleson	Cook	Goodwyn	Jones (Bullock)
Burns			

—5

And on motion of Mr. Tunstall the Bill H. 2, was ordered sent forthwith to the Senate without Engrossment.

H. 3. To create the office of Alabama Highway Director in Alabama, to provide for his appointment, to fix his salary, to define his term of office, and prescribe his powers and duties.

Was read a third time at length and passed; Yeas, 88; Nays, 6.

Yeas:

Messrs.:

Mr. Speaker	Goode	Matthews	St. John
Adcock	Goodwyn	Miller (Marengo)	Sanders (Pike)
Allen	Grove	Miller (Sumter)	Shepherd
Anderson	Gullatt	Molette	Shivers
Baldwin	Harwood	Monk	Simpson
Bartlett	Hawkins	Morrow	Smith
Beebe	Hightower	Mullen	Starnes
Brunson	Howell	Nipper	Stephens
Burns	Hubbard	Owens	Stewart (Bibb)
Byars	Hughes	Parish	Stewart (Calhoun)
Carter	Jeter	Patterson	Thompson
Christian	Jones (Bullock)	Pegues	Tompkins
Cockrell	Jones (Cleburne)	Pitts	Tunstall
Cook	Jordan (Etowah)	Poole	Vickers
Darden	Jordan (Washington)	Powell	Waddell
Denson	Kirkpatrick	Quillin	Wallace
Desear	Langdon	Rankin	Ward (Geneva)
Edmundson	Lee	Reeder	Ward (Tuscaloosa)
Edwards	Lovelace	Ringer	Ware
Fite	Luck	Rivers	Webb
Frey	McAdory	Rogers (Elmore)	Weldon
Golson	Martin	Rogers (Mobile)	Winn

—88

Nays:

Messrs.:

Bryant	Cannon	Hollis	Lawler
Burleson	Hampton		

—6

And on motion of Mr. Tunstall the Bill, H. 3, was ordered sent forthwith to the Senate without Engrossment.

INTRODUCTION OF BILLS.

On a call of Counties Bills were introduced severally read one time and referred to appropriate Standing Committees as follows:

By Mr. Darden:

H. 57. To Regulate Tendering, Signing and Approving Bills of Exceptions where the Trial Judge has Resigned, his Term of Office has Expired or has been removed from Office.

Judiciary.

By Mr. Frey:

H. 58. To create and provide a registrar of automobiles in all counties in Alabama having more than 200,000 population, according to the last or any succeeding federal census.

Local Legislation.

By Mr. Rogers of Mobile:

H. 59. To further provide for and regulate the payment of pensions to Confederate soldiers and sailors and their widows and to make necessary appropriation therefor.

Pensions.

By Mr. Goodwyn:

H. 60. To provide for the expenses incurred by members of the Legislature of Alabama while in attendance upon sessions of the Legislature.

Judiciary.

By Mr. Goodwyn:

H. 61. To amend an Act entitled "An Act To Make a Donation of the State Capitol at Tuscaloosa", approved on January 28, 1852, and found on page fifty-five (55) of the Acts of Alabama, 1851-2.

Revision of Laws.

By Mr. Quillin:

H. 62. To amend Section 3241 of the Code of Alabama of 1923.

Revision of Laws.

By Mr. Harwood:

H. 63. To declare November the Eleventh a legal holiday in the State of Alabama.

Judiciary.

BILLS ON SECOND READING.

Mr. Ware, Chairman of the Standing Committee on Appropriations, reported that said Committee in session had acted on the following bill and ordered same returned to the House with a favorable report:

H. 9. To appropriate Five Thousand (\$5,000.00) Dollars, or so much thereof as may be necessary to be paid out of the State Treasury to the State Department of Education to purchase the undisposed of copies of Mayfield's Scrap-Book on Constitutional Government, the books so purchased to be distributed, one copy each, to colleges, city and rural school libraries by the Department of Education.

Mr. Simpson, Chairman of the Standing Committee on Judiciary, reported that said Committee in session had acted on the following bill and ordered same returned to the House with a favorable report:

H. 11. To divide the State into judicial circuits for the circuit court, to be numbered and composed of the counties named.

Mr. Martin, Chairman of the Standing Committee on Capitol and Capitol Grounds, reported that said Committee in session had acted on the following Bill and ordered same returned to the House with a favorable report:

H. 5. To provide funds for the repair or improvement of the Capitol.

Mr. Poole, Chairman of the Standing Committee on Public Roads and Highways, reported that said Committee in session had acted on the following Bill and ordered same returned to the House with a favorable report:

H. 8. To repeal an act approved September 14, 1923, entitled: "An Act to protect the title of motor vehicles within this State; to provide for the issuance of certificates of title and evidence of registration thereof; to regulate purchase and sale or other transfer of ownership; to facilitate the recovery of motor vehicles stolen or otherwise unlawfully taken; to provide for the regulation and licensing of certain dealers in used and second-hand vehicles as herein defined; to provide for sale of vehicle with engine number altered or changed; to prescribe the powers and duties of the State Tax Commission and Probate Judges hereunder; and to provide penalties for violation of the provisions hereof."

Mr. Lee, Chairman of the Standing Committee on Banks and Banking, reported that said Committee in session had acted on the following Bill and ordered same returned to the House with a favorable report:

H. 16. To amend Section 6277 of Code of Alabama.

Mr. Ware (Chairman of the Standing Committee on Appropriations, reported that said Committee in session had acted on the following bill and ordered same returned to the House with a favorable report:

H. 18. To make an appropriation of Six Hundred Thousand (\$600,000.00) Dollars, or so much thereof as may be necessary, to the State Board of Education for the further support and maintenance of the public schools of the State in order that a minimum school term of seven months or 140 days may be provided for the current fiscal year ending September 30, 1927.

The above and foregoing Bills were severally read a second time and placed on the Calendar.

Mr. Waddell, Chairman of the Standing Committee on Constitution and Constitutional Amendments reported that said Committee, in session had acted on the following bill and ordered same returned to the House with a favorable report.

H. 55. A bill to be Entitled an Act to submit to the qualified voters of the State of Alabama, at the general election to be held in November, 1928, for their consideration, an amendment to the Constitution of the State of Alabama, so as to authorize and empower the legislature of Alabama, from time to time, by general or local laws, to fix, regulate and alter the costs, charges of courts, fees, commissions, allowances or salaries to be charged

or received by any county officer of Mobile County, Alabama, including the sheriff, Judge of Probate, Tax Assessor, Tax Collector Clerk of the Circuit Court and Registers of the Circuit and Chancery Courts, and including the method or basis of their compensation.

Be it Enacted by the Legislature of Alabama:

Section One. That the following amendment to the Constitution of Alabama is hereby proposed to be submitted to the qualified voters of Alabama for their consideration, as hereinafter set forth, viz: "The Legislature of Alabama may hereafter, from time to time, by general or local laws, fix, regulate and alter the costs, charges of courts, fees, commissions, allowances or salaries to be charged or received by any County Officer of Mobile County, Alabama, including the sheriff, Judge of Probate, Tax Assessor, Tax Collector, Clerk of the Circuit Court and Registers of the Circuit and Chancery Courts, and including the method and basis of their compensation."

Section Two. That it shall be the duty of the Governor of Alabama to give notice by proclamation to be published in one newspaper in each County in the State of Alabama at east eight successive weeks next preceding the general election in November, 1928, of the election on the amendment proposed by this Act to be submitted to the qualified voters of the State of Alabama for their consideration together with the proposed amendment.

Section Three. That at the general election in November, 1928, an election shall be held for the vote of the qualified electors of the State of Alabama upon the proposed amendment. Upon the ballots used at such election shall be printed the following, viz: *Amendment to constitution, authorizing the legislature of Alabama, by general or local laws, from time to time, to fix, regulate and alter the costs, charges of courts, fees, commissions, allowances or salaries to be charged or received by any county officer of Mobile County, Alabama, including the Sheriff, Judge of Probate, Tax Assessor, Tax Collector, Clerk of the Circuit Court and Registers of the Circuit and Chancery Courts, and including the method and basis of their compensation.* Following the proposed amendment on the ballot shall be printed the word "Yes" and immediately under that shall be printed the word "No." The choice of the elector shall be indicated by a cross-mark by him or her opposite the word expressing his or her desire.

Section Four. The officers of such general election shall open a poll for the vote of the qualified electors upon the proposed amendment. The election shall be held in all things in accordance with the law governing general elections. In the election

upon the proposed amendment the votes cast thereat shall be canvassed, tabulated and the returns thereof be made to the Secretary of State and counted in the same manner as in elections for Representatives to the Legislature of Alabama, and if it shall thereupon appear that a majority of the qualified electors who voted upon the proposed amendment voted in favor of the same, such amendment shall be valid to all intents and purposes as a part of the Constitution of Alabama. The result of such election shall be made known by the proclamation of the Governor of Alabama.

The above and foregoing bill, H. 55, proposing an amendment to the Constitution was read a second time at length and placed on the calendar.

RECOMMITTAL OF BILL

On motion of Mr. Poole, the bill:

H. 21. To regulate the running of motor vehicles and the use of Public Highways and to provide for the public safety by prescribing the liability of owners of motor vehicles for injury occasioned by the negligent operation thereof and to require the furnishing of security for such liability as a prerequisite to the licensing or registration of such motor vehicles, and in the absence of such security to provide for the enforcement of such liability by means of a lien upon such motor vehicle.

Was re-committed to the Standing Committee on Judiciary.

MESSAGE FROM THE SENATE.

Mr. Speaker:

The Senate has originated and adopted the following Senate Joint Resolution, and sends same herewith to the House:

By Mr. Craft:

S. J. R. 13. Be it resolved by the Senate, the House concurring, that there is established and to be called, a road known as the Jefferson Davis Highway, that is to say:

That certain road commencing at the bridge across the Chattahoochee River at Eufaula, Alabama, and running through the City of Eufaula, and then in a Northwesterly direction by Lugo, Batesville, Comer, in Barbour County, and thence to Midway, Three Notch, Union Springs and then on into Montgomery.

This road has been designated as the Jefferson Davis Highway in honor of Jefferson Davis, the President of the Confederate States of America, who has been honored by having a highway commencing in the State of Virginia, running Southward through the other states lying between Virginia and Alabama; and this action is taken by the Legislature of the State of Ala-

bama in order to perpetuate and honor the memory of the Chief-tain of the Confederacy.

J. E. Speight,
Secretary.

SENATE MESSAGE

The S. J. R. 13 set out in the above and foregoing message from the Senate was read one time and referred to the Standing Committee on Public Doads and Highways.

RECESS

On motion of Mr. Tunstall the House recessed until 2:30 this afternoon.

AFTERNOON SESSION.

The hour of 2:30 P. M. having arrived the House reconvened.

ORDER TO PRINT

On motion of Mr. Ware 500 copies of H. 18 were ordered printed for the use of the House.

MESSAGE FROM THE SENATE.

Mr. Speaker:

The Senate has concurred in and adopted:

H. J. R. Relative to authorizing the Joint Inaugural Committee to expend not exceeding the sum of Fifteen Hundred Dollars in connection with the inauguration of the incoming Governor.

And returns same herewith to the House.

J. E. Speight,
Secretary.

MESSAGE FROM THE SENATE.

Mr. Speaker:

The Senate has originated and adopted the following Senate Joint Resolution, and sends same herewith to the House:

By Mr. Fite:

S. J. R. 15. Be it resolved by the Senate, the House concurring, That a joint committee of five, two from the Senate to be appointed by the President, and three from the House to be appointed by the Speaker, be named to arrange a suitable date and plans for a trip to Mobile by the Legislative members, for

the purpose of inspecting the Port of Mobile and familiarizing themselves with the development being carried on there.

J. E. Speight,
Secretary.

SENATE MESSAGE

On motion of Mr. Vickers the rules were suspended and the S. J. R. 15 set out in the above and foregoing message from the Senate was concurred in and adopted.

The Speaker named as a committee on part of the House, Messrs. Grove, Rogers of Mobile and Vickers.

MESSAGE FROM THE SENATE.

Mr. Speaker:

The Senate has originated and adopted the following Senate Joint Resolution, and sends same herewith to the House:

By Mr. Fite:

S. J. R. 16. Be it resolved by the Senate, the House concurring, That when the two houses adjourn today, they adjourn to meet at 10 o'clock A. M., on Friday, January 14, and that when the two houses adjourn on January 14, that they adjourn to meet again at 10:00 o'clock A. M., on Monday, January 17, 1927.

J. E. Speight,
Secretary.

SENATE MESSAGE

On motion of Mr. Goodwyn, the S. J. R. 16 set out in the above and foregoing message from the Senate was amended by striking therefrom "10 o'clock" where it appears and inserting in lieu thereof "9 o'clock" and on motion of Mr. Goodwyn the S. J. R. 16 as amended was concurred in and adopted.

MESSAGE FROM THE SENATE.

Mr. Speaker:

The Senate has concurred in the House amendment to:

S. J. R. 16. Relative to adjournment of the two houses until tomorrow, and adjournment tomorrow until Monday morning, January 17, at 9 o'clock A. M.

J. E. Speight,
Secretary.

MESSAGE FROM THE SENATE.

Mr. Speaker:

The Senate has originated and passed the following bill and sends same herewith to the House without engrossment:

By Mr. Teasley:

S. 28. To amend Section 1530 of the Code of Alabama of 1923.

J. E. Speight,
Secretary.

SENATE MESSAGE

The Senate bill, the title to which is set out in the above and foregoing message from the Senate, was read one time and referred to an appropriate standing committee as follows:

Rules, S. 28.

MESSAGE FROM THE SENATE.

Mr. Speaker:

Under the provisions of:

S. J. R. 15.. Relative to a joint committee of the Senate and House to arrange and plan a trip to Mobile to inspect the Port of Mobile, etc.

The President of the Senate has appointed as a committee on part of the Senate Messrs. Craft and Fite.

J. E. Speight,
Secretary.

ADJOURNMENT

On motion of Mr. Goode the House, in accordance with S. J. R. 16 heretofore adopted, adjourned until 9 o'clock tomorrow morning.

FOURTH DAY

House of Representatives,
Montgomery, Ala., Friday, January 14th, 1927.

The House met pursuant to adjournment.

PRAYER.

The session was opened with prayer by Rev. Mr. Hollis of the House.

ROLL CALL.

On a call of the roll of the House the following members answered to their names:

Messrs.:			
Mr. Speaker	Goodwyn	Luck	Rogers (Mobile)
Adcock	Graves	McAdory	St. John
Anderson	Grove	Martin	Sanders (Conecuh)
Baldwin	Gullatt	Matthews	Sanders (Pike)
Bartlett	Guy	Merrill	Sanderson
Beebe	Hampton	Miller (Marengo)	Shepherd
Brunson	Harwood	Miller (Sumter)	Shivers
Bryant	Hawkins	Molette	Simpson
Burleson	Hightower	Monk	Smith
Burns	Hollis	Morrow	Starnes
Byars	Howard	Nipper	Stephens
Cannon	Howell	Norman	Stewart (Bibb)
Carter	Hubbard	Owens	Stewart (Calhoun)
Christian	Hughes	Parish	Thompson
Cockrell	Jeter	Patterson	Tompkins
Cook	Johnson	Pegues	Tunstall
Darden	Jones (Bullock)	Pitts	Vickers
Deloney	Jones (Cleburne)	Poole	Waddell
Denson	Jordan (Etowah)	Powell	Wallace
Desear	Jordan (Washington)	Quillin	Ward (Geneva)
Edmundson	Kirkpatrick	Rankin	Ward (Tuscaloosa)
Edwards	Langdon	Reeder	Ware
Fite	Lawler	Ringer	Webb
Frey	Lee	Rivers	Weldon
Golson	Lovelace	Rogers (Elmore)	Winn
Goode			

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A quorum was present.

JOURNAL.

The Chairman of the Standing Committee on Revision of the Journal made the following report:

REPORT OF STANDING COMMITTEE ON REVISION OF THE JOURNAL

Mr. Speaker:

Your Standing Committee on Revision of the Journal begs leave to report that said committee has carefully examined the Journal of the House for the Third Legislative Day and finds same correct.

R. G. Langdon,
Chairman.

The report of the committee was concurred in and adopted and the Journal for the Third Legislative Day was approved.

LEAVE OF ABSENCE

Was granted to Messrs. Allen, Moxley and Mullen for today.

INTRODUCTION OF BILLS.

On a call of counties bills were introduced, severally read one time and referred to appropriate standing committees as follows:
By Mr. Deloney:

H. 64. To make an appropriation for the purpose of paying the amount due on property purchased by the State for the use of the State Training School for Girls.

Appropriations.

By Mr. Simpson:

H. 65. To amend Section 6842 of the Code of Alabama of 1923.

Revision of Laws.

By Mr. Sanderson:

H. 66. To prescribe the liability of persons, firms, and incorporations engaged in certain hazardous occupations.

Revision of Laws.

By Mr. McAdory:

H. 67. To define who are agents of insurance companies; to provide for the licensing, supervision and regulation of such insurance agents; and to provide penalties for violation of laws and regulations governing insurance agents.

Insurance and Insurance Companies.

BILLS ON SECOND READING.

Mr. Tunstall, Vice-Chairman of the Standing Committee on Rules, reported that said committee in session had acted on the following bill and ordered same returned to the House with a favorable report:

S. 28. To amend Section 1530 of the Code of Alabama of 1923.

Mr. Sanderson, Chairman of the Standing Committee on Revision of Laws, reported that said committee in session had acted on the following bills and ordered same returned to the House with a favorable report:

H. 4. To amend Section 906 of the Code of Alabama of 1923.

H. 12. To amend Section 7132 of the Code of Alabama 1923.

H. 17. To authorize the payment of postage bills of Clerks of the Circuit Court, Sheriff, Register Circuit Court, Tax Assessor, Tax Collector, by the respective counties of the State.

H. 22. Amend Section 8777 of the Code of Alabama as approved August 17th, 1923.

H. 23. Amending Section 3858 of the Code of Alabama as approved August 17th, 1923.

H. 44. To require Judges of Probate in the several counties of the State of Alabama to furnish the United States Veterans

Bureau certified copies of all settlements by guardians of beneficiaries of said Bureau.

H. 46. To regulate the sessions of the Circuit Court in all counties in this State having more than 200,000 population according to the last or any succeeding Federal census.

H. 53. To provide for the appointment of a stenographer by each Solicitor of each judicial circuit in the State, composed of one county with three circuit judges, to fix the term of office of said stenographer, to prescribe the duties of said stenographer, and to fix the compensation of said stenographer.

H. 56. To repeal Sections six hundred eighty-five (685), six hundred eighty-six (686), and six hundred eighty-seven (687) of Article four (4) of the Code of Alabama 1923.

H. 62. To amend Section 3241 of the Code of Alabama of 1923.

Mr. Sanderson, Chairman of the Standing Committee on Revision of Laws, reported that said committee, in session, had acted on the following bill and ordered same returned to the House with a favorable report, with a substitute:

H. 20 (with substitute). To amend Sections 855 and 872 of the Code of Alabama, and to repeal Section 871 of said Code, and to repeal all laws and parts of laws in conflict with the provisions of this Act.

Mr. Simpson, Chairman of the Standing Committee on Judiciary, reported that said committee in session had acted on the following bill and ordered same returned to the House with a favorable report:

H. 60. To provide for the expenses incurred by members of the Legislature of Alabama while in attendance upon sessions of the Legislature.

The above and foregoing bills were severally read a second time and placed on the calendar.

ADJOURNMENT

On motion of Mr. Waddell the House, in accordance with S. J. R. 16 heretofore adopted, adjourned until Monday morning, January 17th at 9 o'clock.

FIFTH DAY

House of Representatives,
Montgomery, Ala., January 17, 1927.

The House met pursuant to adjournment.

PRAYER.

The session was opened with prayer by Chaplain Emmet Smith.

ROLL CALL.

On a call of the roll of the House the following members answered to their names:

Messrs:			
Mr. Speaker	Goode	Luck	Rogers (Elmore)
Adcock	Goodwyn	McAdory	Rogers (Mobile)
Allen	Graves	Martin	St. John
Anderson	Grove	Matthews	Sanders (Conecuh)
Ashcraft	Gullatt	Merrill	Sanders (Pike)
Baldwin	Guy	Miller (Marengo)	Sanderson
Bartlett	Hampton	Miller (Sumter)	Shepherd
Beebe	Harwood	Molette	Shivers
Brunson	Hawkins	Monk	Simpson
Bryant	Hightower	Morrow	Smith
Burleson	Hollis	Moxley	Starnes
Burns	Howard	Mullen	Stephens
Byars	Howell	Nipper	Stewart (Bibb)
Cannon	Hubbard	Norman	Stewart (Calhoun)
Carter	Hughes	Owens	Thompson
Christian	Jeter	Parish	Tompkins
Cockrell	Johnson	Patterson	Tunstall
Cook	Jones (Bullock)	Pegues	Vickers
Darden	Jones (Cleburne)	Pitts	Waddell
Deloney	Jordan (Etowah)	Poole	Wallace
Denson	Jordan (Washington)	Powell	Ward (Geneva)
Desear	Kirkpatrick	Quillin	Ward (Tuscaloosa)
Edmundson	Langdon	Rankin	Ware
Edwards	Lawler	Reeder	Webb
Fite	Lee	Ringer	Weldon
Frey	Lovelace	Rivers	Winn
Golson			

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A quorum was present.

REPORT OF STANDING COMMITTEE ON REVISION OF THE JOURNAL

Mr. Speaker:

Your Standing Committee on Revision of the Journal begs leave to report that said committee has carefully examined the

Journal of the House for the Fourth Legislative Day, and finds same correct.

R. G. Langdon,
Chairman.

The report of the committee was concurred in and adopted and the Journal for the Fourth Legislative Day was approved.

BILLS ON THIRD READING

S. 28. To amend Section 1530 of the Code of Alabama of 1923.

Was taken up. Mr. Tunstall offered the following substitute for the bill S. 28:

Substitute for S. 28. A bill to be entitled An Act to amend Section 1530 of the Code of Alabama of 1923.

Be it enacted by the Legislature of Alabama:

That Section 1530 of the Code of Alabama of 1923 be amended so as to read as follows:

Section 1530. (923) (2236) (53) (52). Subordinate employees of the Legislature.

Section 1. The subordinate employees of the Senate shall consist of a Reading Clerk, to be appointed by the Secretary with the approval of the President Pro-Tem of the Senate, a comparing clerk, and such assistants to the Secretary of the Senate, assistants to the Engrossing Clerk, assistants to the Enrolling Clerk, Pages, Messengers, Committee Clerks and servants for the doorkeeper in the Gallery as may be provided from time to time by the Rules of the Senate.

The subordinate employees of the House shall consist of a Reading Clerk, and such assistants to the Clerk of the House, assistants to the Engrossing Clerk, assistants to the Enrolling Clerk, pages, messengers, committee clerks and servants for the doorkeeper in the gallery as may be provided from time to time by the Rules of the House.

Section 2. The provisions of this act shall apply to all subordinate employees of the regular session of the Legislature of 1927, beginning January 11th, 1927, and all the subsequent session of the Legislature of Alabama. Provided, however, that clerks already appointed and performing their respective duties shall be entitled to compensation to and from January 11th, 1927.

Section 3. That all laws and parts of laws in conflict with the provisions of this Act be and the same are hereby repealed.

And the substitute offered by Mr. Tunstall was adopted.

Yeas, 88; Nays, 0.

Yeas:

Messrs:

Mr. Speaker	Golson	Luck	Ringer
Adcock	Goode	McAdory	Rivers
Allen	Goodwyn	Martin	Rogers (Elmore)
Anderson	Grove	Matthews	Rogers (Mobile)
Ashcraft	Gullatt	Merrill	St. John
Baldwin	Guy	Miller (Sumter)	Sanders (Pike)
Bartlett	Hampton	Molette	Sanderson
Beebe	Harwood	Monk	Shepherd
Brunson	Hawkins	Morrow	Simpson
Bryant	Hollis	Moxley	Smith
Burleson	Howard	Mullen	Stephens
Burns	Howell	Nipper	Stewart (Calhoun)
Byars	Hubbard	Owens	Tunstall
Cockrell	Hughes	Parish	Vickers
Cook	Jeter	Patterson	Waddell
Darden	Jones (Cleburne)	Pegues	Wallace
Deloney	Jordan (Etowah)	Pitts	Ward (Geneva)
Denson	Jordan (Washington)	Poole	Ward (Tuscaloosa)
Desear	Kirkpatrick	Powell	Ware
Edmundson	Langdon	Quillin	Webb
Edwards	Lee	Rankin	Weldon
Fite	Lovelace	Reeder	Winn

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And said bill

S. 28. To amend Section 1530 of the Code of Alabama of 1923.

As amended by the substitute of Mr. Tunstall was read a third time at length and passed; Yeas, 86; Nays, 0.

Yeas:

Messrs:

Mr. Speaker	Goodwyn	McAdory	Rogers (Elmore)
Adcock	Grove	Martin	Rogers (Mobile)
Allen	Goode	Matthews	St. John
Anderson	Gullatt	Merrill	Sanders (Pike)
Baldwin	Guy	Miller (Marengo)	Sanderson
Bartlett	Hampton	Molette	Shepherd
Beebe	Harwood	Monk	Simpson
Brunson	Hawkins	Morrow	Smith
Bryant	Hightower	Nipper	Stephens
Burleson	Hollis	Owens	Stewart (Calhoun)
Burns	Howard	Parish	Thompson
Byars	Howell	Patterson	Tunstall
Cannon	Hughes	Pegues	Vickers
Cockrell	Jeter	Pitts	Waddell
Cook	Jones (Cleburne)	Poole	Wallace
Darden	Jordan (Etowah)	Powell	Ward (Geneva)
Deloney	Jordan (Washington)	Quillin	Ward (Tuscaloosa)
Denson	Kirkpatrick	Rankin	Ware
Desear	Langdon	Reeder	Webb
Edmundson	Lee	Ringer	Weldon
Fite	Lovelace	Rivers	Winn
Golson	Luck		

—86

RESOLUTIONS.

By Rules Committee:

H. R. 4. Resolved by the House that the Secretary of State be and is hereby requested to furnish each member of the House, including the Clerk of the House, with a set of the Codes of 1923 and the Acts of 1923. And that the receipt of the Doorkeeper of the House be given the Secretary of State for said Codes and Acts.

On motion of Mr. Tunstall the rules were suspended and the H. R. 4 was adopted.

MESSAGE FROM THE GOVERNOR

Gentlemen of the Legislature:

I am directed by the Governor to hand you herewith his message concerning his action in the matter of extending executive clemency.

Respectfully submitted,
A. L. TYSON,
Secretary to the Governor.

January 17, 1927

Gentlemen of the Legislature:

In compliance with the provisions of Section 124 of the Constitution, I send you herewith records showing my action in the matter of the remission of fines and forfeitures and the issuance of reprieves, commutation of sentences, paroles and pardons, with my reasons therefor.

Respectfully,
WM. W. BRANDON,
Governor.

January 17, 1927

GOVERNOR'S MESSAGE

The message from the Governor was read and the records accompanying the same were ordered filed by the Clerk of the House.

FIRST QUADRENNIAL REPORT TO THE LEGISLATURE OF ALABAMA.

by the
STATE COMMISSION OF FORESTRY
1927

STATE COMMISSION OF FORESTRY

HON. WM. W. BRANDON, Governor
Chairman

E. F. ALLISON

Vice-Chairman

JOHN L. KAUL

J. W. LeMAISTRE

J. LEE LONG

I. T. QUINN

W. M. SPENCER

PAGE S. BUNKER

Secretary and State Forester

FIRST QUADRENNIAL REPORT TO THE LEGISLATURE OF
ALABAMAby the
STATE COMMISSION OF FORESTRY
1927*To the Legislature of Alabama:*

Developing public work without levying additional taxes is an achievement attained in the establishment of a State forestry department in Alabama through the Forestry Act of 1923. For several decades farsighted citizens had been keenly aware of the imperative necessity of taking State action toward the restoring and maintaining of the forest resources of the commonwealth as a proper use of our large proportion of nonagricultural land and as a guarantee for the perpetuation of the forest and wood using industries which employ more wage earners than any other in the state.

Even in the face of admitted necessity, however, legislative action is customarily and properly conservative toward the establishment of additional departments. The chief reason often is the difficulty of financial provision for redeeming the added responsibilities. It was clear that a forestry board or commission of well informed membership, trained in business and executive affairs, was most desirable. Since to financially compensate such men commensurately with their standing in private business would require a substantial special appropriation, the Act creating the department placed chief dependence upon appreciation of civic duty and accordingly provided for a nonsalaried commission which serves without pay.

To provide for the technical, administrative and field work of advancing forestry throughout the state, however, certain funds were necessarily required. These were provided for in the law by devoting the license fees from the industries that would be most directly benefited to the task of renewing the resources upon which such industries are based. Within the state such industries have contributed the entire cost, notwithstanding that numerous direct and incidental advantages have accrued to the state as a whole. Meanwhile the restoring and maintaining of the forest resources of the commonwealth affords these industries a basis for development and expansion rather than the prospect of continued decadence. This development results in increased or retained property values in the way of manufacturing plants, timber stands, etc., the additional direct taxes on which, paid into the general fund, will more than offset the amount of the license fees assigned to the State forestry work.

The law provides, broadly, for the ascertainment of facts regarding forests and forestry in the state and for reporting the results of the investigations to the Legislature. In summarizing the results of such investigations it appears desirable to outline briefly the general course of action taken in consequence, since this is pursuant to the information obtained and indirectly among its results. It also directs that recommendations be made as to additional forestry legislation if, in the opinion of the Commission of Forestry, such be desirable.

RESULTS OF INVESTIGATIONS

Prior to the passage of the Forestry Act of 1923, little was known regarding forestal conditions in the commonwealth beyond the evident fact that the state was losing one of its chief economic assets, and that unless radical changes should be made, the ill effects of the neglect of our forest resources would continue to increase at a most serious rate. The Act wisely placed fact finding as one of the primary duties of the Commission of Forestry. The ascertainment of actual conditions and the best methods of

meeting them involves a wide range of investigations. These researches will necessarily continue for an extended period before all of the facts necessary for a complete solution of our forestry problems will be available. In fact, with the inevitable changes in the economic situation, and to some extent even in natural conditions, investigative and research activities will always comprise an important part of the Commission's work.

The Forestry Act was approved September 28, 1923. After the appointment of the Commission, its first meeting was held December 20, 1923. At this meeting a general survey of the law was made and its legal provisions given close consideration with view to formulating plans for the organization of the work of the Commission. On account of the limited time elapsing since the appointment of the Commission, no other work was undertaken during 1923 and for the same reason no annual report was prepared for that year.

The first meeting of the Commission in 1924 was held at Montgomery on January 15. At this meeting a State Forester was appointed and more detailed plans were made for carrying out the provisions of the forestry law. The office of the Commission was organized February 14, 1924. Subsequent meetings were held April 10, April 24 and July 25 in 1924, and January 29, April 17 and September 1 in 1925, also March 2 and September 7 in 1926.

During the period that has elapsed since organization of the office of the Commission the investigations carried on have been directed toward appropriate methods of informing the public and individual landowners as to the value of forests to the owner, the community and the commonwealth; the location and demarcation of areas chiefly suitable for forest growth; the best methods of protecting such areas against harmful agencies such as insects, fire and disease; rates of growth of our more valuable trees; and practicable systems of producing stands of timber.

Forestry may be defined in brief as the business of producing crops of timber and is thus a matter of immediate concern to practically every landowner and to enormous numbers of workers as producers, and to practically all citizens of the commonwealth as consumers. Moreover, the fundamental advantages to the state through the presence within its borders of the general business activities and property values resulting directly and indirectly from the development of forestry on our nonagricultural lands are economic considerations of the first order, deserving of the best thought and effort of the statesmanship of the commonwealth.

However, business considerations are not the only ones that obtain in the development of our forest resources. In fact, the incidental benefits derived from the development and perpetuation of timber growth on lands that would otherwise lie idle are so many and varied that they often constitute the deciding factor in determining whether the State or other civic unit shall officially encourage the practice of forestry.

The proper development of forests interlocks with practically all other public and private activities. Not only does timber production provide indispensable materials required in substantially all other arts and industries, affording permanent employment for scores of thousands of wage earners, but collaterally it results in continuous formation of fertile topsoil through the decay of leaf mold and forest litter, soil fixation through the prevention of erosion and gulying of hillsides, more uniform flow of water in the streams, better grazing grass through protection from fire, recreational facilities, hygienic benefits, and numerous other valuable advantages to the individual, the community and the state. The ways and means of attaining and perpetuating these benefits have comprised important subjects of investigation by the Commission.

It has been ascertained that practically two-thirds of the land area of the state, or approximately twenty-two million acres, is comprised of wild

or unimproved land. In general it may be said that nearly if not quite all of this vast acreage is more valuable for the production of timber than for any other purposes. This condition is apt to obtain for several decades in the future, if not indefinitely.

In view of the contrast between the practically attainable forest benefits on the one hand, and the extent to which these are actually being realized on the other, the Commission has devoted intensive effort to determining the causes of the marked discrepancy. After close examination of the principal factors bearing upon the situation it has been found that such causes fall into four principal classes, viz:

1. Incomplete information as to the actual value of forest property.
2. Unnecessary damage to growing timber, particularly by fire.
3. Premature utilization of young timber.
4. Lack of general information on the part of the landowner as to methods of increasing the productivity of forests.

The principal work of the Commission of Forestry, therefore, has been directed at remedying these conditions within the scope of its facilities.

With the fundamental significance of forestry thoroughly appreciated by our citizenship, the remaining steps toward the restoration and perpetuation of timber stands upon our nonagricultural lands will inevitably follow. After the period of preliminary investigation, therefore, the placing before the general public facts and information tending to emphasize the real value of forests developed as one of the first duties of the Commission.

The methods of extending forestry information in such connections have included the distribution of specially prepared publications of popular and scientific material regarding trees and forests illustrated in appropriate manner, addresses before business and civic organizations, moving picture films on forestry subjects, lectures illustrated with lantern slides, frequent news items and special articles written for the press, signs and posters suitably designed and placed, direct mailing, personal contacts, field demonstrations, collections and exhibits of forest specimens and products, and other standard means ordinarily used in informational and public relations work in developing appreciation of basic economic and civic considerations.

Especially effective has been the work in the public schools. This comprises special publications for school use, addresses made before the pupils and close cooperation with the teachers in the selection of material and methods of presentation. The moving picture films are used chiefly in the schools. The submission of essays by school pupils on forestry subjects has been productive of excellent results.

The second class of causes to be eliminated or compensated for before we can reap the fullest benefits from our forest resources comprises chiefly those resulting in frequent and extensive burning over of the woodlands. The Forestry Act provides for taking action toward the prevention and suppression of forest fires, either independently or in cooperation with the Federal Government. The first step in this branch of the work was the location of the areas subjected to danger from fire. It was found that most of the woodlands of the state burned over very frequently.

The next step, therefore, was to ascertain the particular locations carrying the highest hazard or risk of damage. In addition to this, in order that the limited funds available might be expended with the greatest probability of success, field work in fire prevention was undertaken first in those communities where, after the Commission's preliminary public relations work had been in progress for some time, the local residents were prepared to cooperate among themselves and with the State and Federal Governments in the actual protection of the forests.

With the ensuing increased interest in the restoration and perpetuation of our forest resources, the extent of the territory covered soon became

quite large. The Commission in covering these large areas has followed the method used in the most efficient systems of forest fire protection by dividing the territory into districts and assigning to each district a local employee designated as forest ranger.

Since the territory included in forestry districts is outlined on the basis of its forest character, the degree of hazard and the amount of general work to be done, the boundaries are usually formed by highways, railroads or streams, rather than by survey or county lines. At the close of 1926 there was included in such districts over ten million acres of which eighty two per cent is forest land. Frequent requests are received for the establishment of additional districts and these are being laid out as rapidly as the suitable character of the land is determined and local cooperation is assured. The districts necessarily are very large averaging about three hundred thousand acres, the largest patrol unit known in public fire protection. The reasonable degree of success apparently attained by this system is due chiefly to the active co-operation of individuals and the communities in general.

The forest rangers are chosen primarily on the basis of suitability for active participation in the informational and public relations work outlined in the foregoing. Public forestry requires particular qualifications in its field personnel. Although numerous excellent citizens might be willing to serve, nevertheless the rigid requirements as to length of residence in the district, wide acquaintance with the people, physical hardihood, arrangement of personal affairs to permit extended overnight absences from home, advantageous location of residence, preparedness to learn a new business and to conform to instructions and regulations, possession of saddle horse for use in covering the district, and willingness to do the work largely from a sense of civic duty rather than the small salary attached usually narrow the field of selection quite closely.

The specialized character of the work in forestry precludes the possibility of a ranger carrying responsibilities in behalf of other interests or agencies during the time that he is in active service. Although the employment is intermittent in character, during the months that he is on active duty he can receive for services no other pay or compensation. His forestry work requires his entire time during such periods.

The progress thus far made appears to indicate that within a comparatively few years the people of the state in cooperation with the Commission of Forestry will have the forest fire situation fairly well in hand. Exceptional care has been taken to ascertain the actual facts in this connection since the enactment of the Forestry Act of 1923. The comparative figures for the past four years, as closely as it has been possible to approximate them, indicate that from a total of 36 per cent of the forest lands burned over in 1923, which appears to have been substantially the prevailing annual average up to and including that year, the proportion was reduced to 34 per cent in 1924, 16 per cent in 1925 and less than 7 per cent in 1926.

Under the authority conferred by law, the Commission entered into an agreement with the Federal Government whereby the latter supplies substantially half of the funds devoted to fire prevention. The allotment received from the Government for this purpose is equal to the highest awarded to any state. The law thus provides for particularly advantageous fiscal arrangements, since the Commission of Forestry is authorized by the Government to include in its basis for the Federal allotment expenditures made by private landowners in cooperation with the State. This enables the State with comparatively little expenditure to obtain funds for fire prevention considerably in excess of its own outlay. In fact, for the first quarter of the Federal fiscal year, beginning July 1, 1926, the actual expenditures by the State for this purpose were less than those of both the cooperating landowners and the Federal Government. It is needless to say that under

present conditions the State is enabled to accomplish the maximum results with the minimum of expenditure.

As indicated in the foregoing the premature utilization of young timber constitutes the third cause of forest depletion in the state. It is recognized that the rate of growth of timber varies greatly at different periods of its life, at certain times the tree making very rapid growth and at other times increasing in volume hardly perceptibly. In general it may be said that young trees are doubling in volume in a much shorter period of years than are the older specimens. As a rule, young trees, although growing very rapidly, are limby and notty and furnish grades of lumber that do not bring a very high price. Approaching middle age, the forest tree still grows quite rapidly, the limbs drop off through crowding, and the knots become grown over with smooth layers of wood which, as the tree grows larger, result in a large percentage of clear lumber. However, as old age approaches, the amount of new wood formed annually becomes less and less and decay may set in after which the tree begins to deteriorate in value.

One of the chief problems of the landowner is to cut or sell his timber when it will yield the greatest net rate upon the investment. In this connection it is to be borne in mind that growing timber increases in value three ways. With the elapse of time stumpage values in general are rising, consequently by holding timber, even though it should not increase in quantity or quality, the owner will probably receive a higher price five or ten years from now than at the present time, while the outlay involved will be comparatively slight. However, a second element of value accrues to the owner through the fact that the timber is increasing in amount each year so that he not only will obtain a higher price per thousand feet at the end of a term of years, but also will have a greater quantity to sell at the going price. The third element of added value is the fact that with the increase in the size of the trees there is produced much better grades of material, so that the stumpage price per thousand feet will not be based altogether upon the net rise of values due to scarcity of material, but will be augmented very materially on account of the higher grades of lumber that may be sawed from the stand.

From these considerations it is evident that it is decidedly to the interest of the owner of young growth to permit it to increase in value before allowing it to be cut or turpented. The individual, however, is not the only object of concern in this connection. The State itself has a direct interest in any development resulting in a material increase in the wealth within its bounds.

Many owners have not been aware of the actual and potential values existing in their woodland holdings, and have permitted buyers to keep them stripped of growing material to the detriment of all concerned. The owner in such cases loses the opportunity for certain and profitable returns, and the sawmill man or turpentine operator, by exterminating the growing material of valuable species, hastens the day when he will find that he has forced himself out of business. The informational work carried on by the Commission of Forestry has been directed very largely toward this condition of affairs.

A fourth cause of restricted yield from the forests of the state has been the former absence of any agency prepared to inform and assist citizens in directing the development of forest properties so that maximum production will ensue. A forest is actually a somewhat complicated structure of nature involving a great many factors and elements to be coordinated to the best advantage. Even after protection is assured, in practically all cases the forest can be made to produce continuously more and better materials if certain additional things are done through human agency. To determine for any particular plot just what these things may be and how best to do them requires a great deal of observation, study, experiment and

verification. The professional foresters in the service of the Commission are trained in these lines of work and have been at the disposal of the citizens of the state since the activities of the Commission were first organized.

The law specifically directs the Commission to "give such advice, assistance and cooperation as may be practicable to private owners." Such assistance has been rendered to numerous forest owners in many parts of the state. This applies to specific personal examinations and preparation of detailed working plans. In a general way, through the regular informational work conducted by the Commission, thousands of citizens may be said to have received assistance and cooperation in matters pertaining to increasing the productivity of their lands.

STATE FORESTS

The law authorizes the Governor upon recommendation of the State commission of Forestry to accept gifts of lands as State forests to be so used as to demonstrate the practical utility of timber culture. Thus far three tracts have been donated to the State for this purpose. While used primarily for demonstrational and experimental purposes these areas have also developed into recreational centers and have been visited by thousands of citizens. The observation towers erected on some of these sites have attracted numerous visitors while others have been greatly interested in the forest nursery and planting projects. In addition to fulfilling their fundamental uses, the State forests, although very limited in extent, also serve the purpose of woodland parks. In fact, as has occurred in various other states, the recreational use of state forests apparently solves the question of state parks insofar as wild land areas are concerned.

AUXILIARY STATE FORESTS

Pursuant to the provisions of the law regarding Auxiliary State Forests, to date ten such Forests have been established comprising 49,132 acres located in 7 counties.

FISCAL PROVISIONS

As stated in the foregoing, the funds for the carrying on of the State forestry work is derived from the license fees paid by the forest industries. During the formative stage of the department, it was found not necessary to use all of the funds derived from this source, for the reason that the field work was not developed to the extent that they could be used to the best advantage. Notwithstanding this, the Commission was frequently urged to spend all the money appropriated.

The fiscal policy of the Commission, however, has been to limit expenditures to purposes and objects of definite and immediate necessity, even though this should leave a balance to be returned to the general fund. In fact, for the fiscal year ending September 30, 1924, over half of the receipts were returned to the Treasury. The same was true for the year ending September 30, 1925, although the amount returned was less than in 1924. During the fiscal year ending September 30, 1926, however, the work of the Commission became more extensive pursuant to the investigations carried on during the two previous years, and substantially the entire receipts were used. The department is now a going concern and the entire amount available will be necessarily expended each year, although the Commission proposes to adhere strictly to the policy of rigid economy in the use of funds.

While the funds available are quite limited the Commission is disposed to depend very largely upon the cooperation of citizens and the general public to insure the success of its work, and thus lighten as far as possible the demands upon the State Treasury. In fact, on the basis of the present scope of the work, the Commission *will not request of the Legislature any increase in the appropriation.*

FORESTRY LEGISLATION

The Alabama Forestry Act of 1923 has been widely commented upon both in the United States and abroad as the best initial legislation passed by any state. The law has proved workable and has made progress practicable that would have been impossible under a less ably drawn statute. Should changes later appear to be desirable, recommendations will be submitted for the consideration of the Legislature.

PAGE S. BUNKER,
Secretary.

WM. W. BRANDON,
Governor, ex-officio Chairman.

The report was read at length and ordered spread upon the Journal.

INTRODUCTION OF BILLS.

On a call of Counties Bills were introduced, severally read one time and referred to appropriate Standing Committee as follows:

By Mr. St. John:

H. 68. For the relief of E. Finke and to appropriate for said E. Finke the sum of One Hundred Dollars for money paid by him for the use of the State for a license for the year 1925-26 for the operation of a poolroom in Cullman, Alabama.

Judiciary.

By Mr. St. John:

H. 69. To amend Sec. 3238 of the Code of Alabama.

Judiciary.

By Mr. Grove:

H. 70. To repeal an act entitled "An Act to prescribe the duties of sheriffs as to inferior criminal courts in all counties having a population of over Eighty Thousand, according to the last federal census, or which may hereafter have such population according to any federal census hereafter taken, in which the sheriff is not on a salary basis under and by virtue of a Constitutional Amendment, and to fix the compensation of the sheriffs of such counties, as well as the compensation of the sheriffs of all other counties in which the sheriffs are now or may hereafter be required to perform for the inferior criminal courts of their respective counties the services and duties by this Act specified and enumerated for sheriffs of counties having a population of over Eighty Thousand, for executing process out of such courts and

for other services rendered in or to such courts, and to provide the method of payments and to limit the amount of fees and allowances to be paid by counties in cases wherein the fine and costs are not paid by convicted defendants, and to repeal all laws, and parts of laws, general, local, private and special in conflict herewith," approved September 29th, 1923.

Local Legislation.

By Mr. Deloney (With notice and proof) :

H. 71. To repeal an Act entitled An Act to regulate the Issue of Garnishments by Justices of the Peace, and Notaries Public, with same jurisdiction and powers of a Justice of the Peace and proceedings therein when a demand owing for, or on account of personal services rendered, or to be rendered, by the defendant is sought to be subjected by process of garnishment in the Counties of Colbert and Franklin, Approved February 21, 1893, insofar as the same relates to or affects Colbert County.

Local Legislation.

With notice and Proof thereto attached and herewith exhibited as follows :

Notice and Proof H. 71 :

NOTICE

Notce is hereby given that application will be made to the next session of the Legislature of Alabama, which convenes in January, 1927, for the enactment of a Bill into a law substantially as follows :

A Bill To Be Entitled An Act

To repeal an act entitled An Act to regulate the issue of garnishments by Justices of the Peace and Notaries Public, with same jurisdiction and powers of a Justice of the peace and proceedings thereon when a demand owing for or on account of personal services rendered or to be rendered by the defendant is sought to be subjected to the process of garnishment in the Counties of Colbert and Franklin. Approved February 21, 1893, insofar as the same relates to or affects Colbert County.

Be it Enacted By The Legislature of Alabama :

Section 1. That an Act, entitled "An Act to Regulate the Issuance of Garnishments by Justices of the Peace and Notaries Public with same jurisdiction and powers of a Justice of the peace and proceedings thereon when a demand owing for or on account of personal services rendered or to be rendered by the defendant is sought to be subjected by process of garnishment, in the Counties of Colbert and Franklin" Approved February 21, 1893, be and the same is hereby repealed in so far as the same relates to or affects Colbert County.

Section 2. That all laws and parts of laws in conflict herewith be and the same are hereby repealed.

STATE OF ALABAMA, COLBERT COUNTY.

Before me, Margaret Tompkins, a Notary Public in and for said State and County personally appeared W. F. Miller, who is known to me and who being by me duly sworn, deposes and says :

That he is the editor and publisher of the Colbert County Reporter, a newspaper published at Tuscumbia, Colbert County, Alabama, that the

above and foregoing notice was published, without cost to the state, in said newspaper for four consecutive weeks and appeared in the issue of said paper on the 9th, 16th, 23rd and 30th of December, 1926.

W. F. MILLER,

Sworn to and subscribed before me this the 11th day of January, 1927.
(Seal) MARGARET TOMPKINS,

Notary Public.

By Mr. Byars:

H. 72. To establish a State Trunk road to be known as the "Shoals, National Forest and Birmingham Highway," Road No. 69.

Public Roads and Highways.

By Mr. Patterson (With Notice and Proof):

H. 73. To alter or re-arrange the boundary lines of the City of Decatur, Alabama, so as to include within the corporate limits of said City, the territory now included within the cities or towns of Albany, Alabama, and Fairview, Alabama, and other territory; and so as to exclude from the City of Decatur, Alabama, certain territory now included within the corporate limits of said City of Decatur, Alabama.

Municipal Organization.

With notice and proof thereto attached and herewith exhibited as follows:

Notice is hereby given that the undersigned will introduce the following bill at the regular session of the legislature of the State of Alabama which convenes on January 11th, 1927.

A BILL

To be entitled an act to alter or re-arrange the boundary lines of the City of Decatur, Alabama, so as to include within the corporate limits of said city, the territory now included within the cities or towns of Albany, Alabama, and Fairview, Alabama, and other territory; and so as to exclude from the City of Decatur, Alabama, certain territory now included within the corporate limits of said City of Decatur, Alabama.

Be it enacted by the legislature of the State of Alabama:

SECTION 1. That the boundaries of the City of Decatur, Alabama, in the County of Morgan and State of Alabama, be and the same are hereby altered and re-arranged so as to include within the corporate limits of said city, all that territory lying within the County of Morgan included within the boundaries herein set out, to-wit:

Beginning at the intersection of the west margin of 9th Avenue West with the north margin of the Moulton Pike or Public Road thence in a westerly direction along the northerly boundary of said Moulton Pike or Public Road to the center of 14th. Avenue West if extended south to said Moulton Pike or Public Road; thence in a northerly direction along the center line of 14th Avenue West if extended south to said Moulton Pike or Public Road to the intersection of the center line of said 14th. Avenue West with the center line of 1st. Street North; thence in an easterly direction along the center line of said 1st. Street North to its intersection with the center line of 13th. Avenue West; thence in a northerly direction along the center line of said 13th. Avenue West to the center line of 6th. Street North; thence in an easterly direction along the center line of 6th. Street

North to a point which is 950 feet west from the intersection of the center line of 6th. Street North with the center line of 9th. Avenue West, measured along the center line of 6th. Street North.

All of the streets and avenues referred to above being as laid out and established by the maps of The Decatur Land, Improvement and Furnace Company on file in the office of the Probate Judge of Morgan County, Alabama, and being streets and avenues now located within the present corporate limits of the City of Decatur, Alabama; thence running north 23 degrees 30 minutes east for 1213 feet; thence south 66 degrees 30 minutes east to the range line between ranges 4 and 5 west; thence north along the range line for 827 feet to the northwest corner of Section 18, township 5 south, range 4 west; thence north on same range line for 3470 feet to a point 60 yards north of the low water mark on the south bank of the Tennessee River; thence in an easterly direction following the meanderings of the River and keeping 60 yards north of and parallel with the low water mark of the Tennessee River to Alabama Street, which is the east boundary line of the present City of Decatur, Alabama; thence in an easterly direction as it meanders up the Tennessee River and keeping 60 yards north of and parallel with the low water mark of the Tennessee River 7510 feet to the east boundary line of the present City of Albany, Alabama; thence south 31 degrees 41 minutes 10 seconds west 509.89 feet to a huckleberry tree; thence south 3 degrees 0 minutes 20 seconds east 2395 feet; thence south 85 degrees 4 minutes 10 seconds west 887.06 feet; thence south 4130.76 feet to the half section or dividing line between the north half and the south half of section 28, township 5 south, range 4 west, and which is the north boundary line of the Town of Fairview, Alabama, to a point where the center line of 5th. Street Fairview, Alabama, intersects said half section line; thence in southerly direction with the center line of said 5th. Street to the center line of South Avenue in the Town of Fairview, Alabama; thence directly west to the east margin of the Somerville Road; thence along the east margin of said Somerville Road in a northwesterly direction to its intersection with the south boundary line of the present City of Albany, Alabama; thence in a westerly direction to the northeast corner of the southwest fourth of section 29, township 5 south, range 4 west; thence in a southerly direction along the half section line between the east and west half of said section 29 for a distance of one-fourth of a mile to the southeast corner of the northeast fourth of the southwest fourth of said section 29; thence in a westerly direction for a distance of 1351.91 feet to the southwest corner of the northeast fourth of the southwest fourth of said section 29; thence in a southerly direction for a distance of 1343.18 feet to the southeast corner of the southwest fourth of the southwest fourth of said section 29; thence in a westerly direction along the south boundary line of section 29, township 5 south, range 4 west for a distance of 1319.96 feet to the west boundary line of said section 29; thence in a northerly direction along the west boundary line of said section 29 for a distance of 999.54 feet to the northeast corner of the Dancy 60-acre tract; thence in a westerly direction with the north boundary line of said Dancy 60-acre tract, for a distance of 2663.15 feet to the northwest corner of the Dancy 60-acre tract; thence in a southerly direction along the east boundary line of the southwest fourth of section 30, township 5 south, range 4 west for a distance of 999.08 feet to the southeast corner of the southwest fourth of said section 30; thence in a westerly direction along the south boundary line of said section 30 for a distance of 662.08 feet to the southwest corner of the southwest fourth of said section 30; thence in a westerly direction along the south boundary line of section 25, township 5 south, range 5 west to the east margin of the Danville Road; thence in a northeasterly and northerly direction along the east boundary line of the said Danville Road to its intersection

with the south margin of 3rd. Street South in the present City of Albany, Alabama; thence in an easterly direction with the south margin of said 3rd, Street South to the east margin of 9th. Avenue West; thence north along the east margin of 9th. Avenue West to its intersection with the north margin of the Moulton road; thence in a westerly direction to the point of beginning.

The above described territory being situated partly in Section 13 and 25, township 5 south, range 5 west, and partly in Sections 7, 16, 17, 18, 19, 20, 21, 28, 29, 30, 32 and 33 township 5 south, range 4 west, all in Morgan County, State of Alabama.

SECTION 2. That the boundaries set out in section 1 of this act, be and the same are hereby established as the corporate limits of the said City of Decatur, and the territory now included within the cities or towns of Albany and Fairview shall hereafter be and constitute a part of the City of Decatur.

SECTION 3. All laws in conflict with this act are hereby repealed.

JOHN PATTERSON.

STATE OF ALABAMA,
COUNTY OF MORGAN.

Before me, R. T. Sheppard, a Notary Public, in and for said County in said State, this day personally appeared B. C. Shelton, who being first duly sworn deposes and says that he is the principal owner and the Managing Editor of the Albany-Decatur Daily, a paper of general circulation, published in the City of Albany, County of Morgan, State of Alabama, that the above and foregoing, "Notice is hereby given that the undersigned will introduce the following Bill at the regular session of the Legislature of the State of Alabama, which convenes on January 11th, 1927", "A Bill to be entitled an Act to alter or re-arrange the boundary lines of the City of Decatur, Alabama, so as to include within the corporate limits of said City the territory now included within the Cities or Towns of Albany, Alabama, and Fairview, Alabama, and other territory; and so as to exclude from the City of Decatur, Alabama, certain territory now included within the corporate limits of said City of Decatur, Alabama," was published in the said Albany-Decatur Daily once a week for four consecutive weeks, namely; December 24th, December 31st, 1926, January 7th and January 14th, 1927, and that the above and foregoing copy of said notice and bill is an exact copy of the same as published and appeared in said four issues of said newspaper.

B. C. SHELTON,

Managing Editor, Albany-Decatur Daily.

Subscribed and sworn to before me, this the 15th day of January 1927.

ROBERT T. SHEPPARD,

(Seal)

Notary Public, Morgan County, Alabama.

By Mr. Rogers of Mobile:

H. 74. To repeal Section 6922 of the Code of Alabama, 1923.
Judiciary.

MESSAGE FROM THE SENATE.

Mr. Speaker: The Senate has concurred in and adopted H. J. R. No. 2, Relative to the Joint Committee on Inauguration of the Governor and authorizing the expenditure of \$1500.00 for the expenses of the Inauguration.

And returns same herewith to the House.

J. E. Speight,
Secretary.

MESSAGE FROM THE SENATE.

Mr. Speaker :

The Senate has passed the following House Bill and returns same herewith to the House :

By Mr. Grove :

H. 28. To give effect to the amendment to Section 93 of the Constitution of Alabama adopted at the November election, 1922, enabling the State "when authorized by appropriate laws passed by the Legislature, to engage in the work of internal improvement of promoting, developing, constructing, maintaining and operating all harbors or seaports within the State or its jurisdiction at a cost not exceeding ten million dollars"; continuing the authority granted the State of Alabama in Chapter 44, Article 4, of the Code of 1923, to engage in the work of internal improvement of promoting, developing, constructing, maintaining and operating all harbors or seaports within the State or its jurisdiction, including all kinds of terminal facilities at seaports, and therein and thereafter to borrow money through the issue and sale of its bonds, or otherwise therefor, but not to exceed in the aggregate ten million dollars; to prescribe the powers and authority of the State in respect to said development; continuing an agency of the State known as the State Docks Commission, preserving the terms of office of the existing members of the State Docks Commission, providing for the election, subject to confirmation by the Senate, and/or the Governor, of members of the State Docks Commission, including the participation by the Governor in the election of members of the Commission under certain circumstances provided; to provide for the management and control of all said operations by said agency; to prescribe and define the powers, duties and jurisdiction of such agency, including, among other things, the leasing of real estate within the boundaries of the State Docks area and exempting from State, County and municipal taxation structures and improvements as well as all permanent facilities erected, installed, or located, within said boundaries, by lessees, their successors or assigns, for the period stipulated in such leases, and including the exercise of the power of eminent domain, and, among other things, to make rules and regulations concerning the licensing and disciplining of pilots, fixing pilotage fees, promulgating rules and regulations for the operation and maintenance of any seaport or harbor within the State, preventing and penalizing obstruction of any harbor or seaport, providing suitable penalties for the violation of any rule or regulation established by said Commission under the authority of this Act; to confer upon said agency the power and authority to fix reasonable charges for services rendered pursuant to this Act by the State, or under its

authority, and for the use of its facilities acquired or constructed under authority of this Act, to require all persons and corporations rendering like services or furnishing similar facilities, to make charges therefor at least as great as the reasonable charges fixed by such agency; to establish harbor lines and to grant licenses to riparian owners to erect aids to navigation; to regulate generally the acquisition, construction, development and operation by the State of harbor improvements, including, among other things, all kinds of terminal facilities at seaports; to repeal all laws in conflict with this Act, and expressly repealing the following sections of the Code of 1923, viz.; Sections 2427 to 2517, both inclusive.

J. E. Speight,
Secretary.

REPORT OF STANDING COMMITTEE ON ENROLLED BILLS.

Mr. Speaker:

Your Standing Committee on Enrolled Bills reports that it has examined the following House Bill:

By Mr. Grove:

H. 28. To give effect to the amendment to Section 93 of the Constitution of Alabama adopted at the November election, 1922, enabling the State "when authorized by appropriate laws passed by the Legislature, to engage in the work of internal improvement of promoting, developing, constructing, maintaining and operating all harbors or seaports within the State or its jurisdiction at a cost not exceeding ten million dollars"; continuing the authority granted the State of Alabama in Chapter 44, Article 4, of the Code of 1923, to engage in the work of internal improvement of promoting, developing, constructing, maintaining and operating all harbors or seaports within the State or its jurisdiction, including all kinds of terminal facilities at seaports, and therein and thereafter to borrow money through the issue and sale of its bonds, or otherwise therefor, but not to exceed in the aggregate ten million dollars; to prescribe the powers and authority of the State in respect to said development; continuing an agency of the State known as the State Docks Commission, preserving the terms of office of the existing members of the State Docks Commission, providing for the election, subject to confirmation by the Senate, and/or the Governor, of members of the State Docks Commission, including the participation by the Governor in the election of members of the Commission under certain circumstances provided; to provide for the management and control of all said operations by said agency; to prescribe and define the powers, duties and jurisdiction of such agency, including, among other things, the leasing of real estate

within the boundaries of the State Docks area and exempting from State, County and municipal taxation structures and improvements as well as all permanent facilities erected, installed, or located, within said boundaries, by lessees, their successors or assigns, for the period stipulated in such leases, and including the exercise of the power of eminent domain, and, among other things, to make rules and regulations concerning the licensing and disciplining of pilots, fixing pilotage fees, promulgating rules and regulations for the operation and maintenance of any seaport or harbor within the State, preventing and penalizing obstruction of any harbor or seaport, providing suitable penalties for the violation of any rule or regulation established by said Commission under the authority of this Act; to confer upon said agency the power and authority to fix reasonable charges for services rendered pursuant to this Act by the State, or under its authority, and for the use of its facilities acquired or constructed under authority of this Act, to require all persons and corporations rendering like services or furnishing similar facilities, to make charges therefor at least as great as the reasonable charges fixed by such agency; to establish harbor lines and to grant licenses to riparian owners to erect aids to navigation; to regulate generally the acquisition, construction, development and operation by the State of harbor improvements, including, among other things, all kinds of terminal facilities at seaports; to repeal all laws in conflict with this Act, and expressly repealing the following sections of the Code of 1923, viz.; Sections 2427 to 2517, both inclusive.

And finds same correctly Enrolled.

R. B. Harwood,
Chairman.

SIGNING OF BILLS

The Speaker of the House in the presence of the House, immediately after the title had been publicly read by the Clerk, the reading at length having been dispensed with by a two-thirds vote of a quorum present, signed the Bill, the title to which is set out in the above and foregoing report of the Standing Committee on Enrolled Bills.

MESSAGE FROM THE SENATE.

Mr. Speaker:

The Senate has concurred in the House Amendment to the bill:

S. 28. To amend Section 1530 of the Code of Alabama of 1923.

J. E. Speight,
Secretary.

REPORT OF COMMITTEE ON ENROLLED BILLS.

Mr. Speaker:

Your committee on Enrolled Bills reports that it has examined the following House Joint Resolution:

By Mr. Goodwyn:

H. J. R. 2. Relative to the Joint Committee on Inauguration of the Governor authorizing the expenditure of fifteen hundred dollars (\$1500) for the expenses of the Inauguration.

And find same correctly Enrolled.

R. B. Harwood,
Chairman.

SIGNING OF HOUSE JOINT RESOLUTION

The Speaker of the House in the presence of the House, immediately after the title had been publicly read by the Clerk, the reading at length having been dispensed with by a two-thirds vote of a quorum present, signed the House Joint Resolution the title to which is set out in the above and foregoing report of the Standing Committee on Enrolled Bills.

MESSAGE FROM THE SENATE.

Mr. Speaker:

The President of the Senate having signed the following Senate Bill, your signature thereto is requested:

S. 28. To amend Section 1530 of the Code of Alabama of 1923.

J. E. Speight,
Secretary.

SIGNING OF SENATE BILLS

The Speaker of the House in the presence of the House, immediately after the title had been publicly read by the Clerk, the reading at length having been dispensed with by a two-thirds vote of a quorum present, signed the Bill, the title to which is set out in the above and foregoing Message from the Senate.

CERTIFICATE OF CLERK

To the House of Representatives:

I hereby certify that the Bill and Resolution hereinafter mentioned were delivered to the Executive Department on the date and hour named and that I hold the receipt of the executive department for same:

Delivered to Governor, 10:15 a. m., January 17, 1927.

H. 28. To give effect to the amendment to Section 93 of the Constitution of Alabama adopted at the November election, 1922, enabling the State "when authorized by appropriate laws passed by the Legislature, to engage in the work of internal improvement of promoting, developing, constructing, maintaining and operating all harbors or seaports within the State or its jurisdiction at a cost not exceeding ten million dollars"; continuing the authority granted the State of Alabama in Chapter 44, Article 4, of the Code of 1923, to engage in the work of internal improvement of promoting, developing, constructing, maintaining and operating all harbors or seaports within the State or its jurisdiction, including all kinds of terminal facilities at seaports, and therein and thereafter to borrow money through the issue and sale of its bonds, or otherwise therefor, but not to exceed in the aggregate ten million dollars; to prescribe the powers and authority of the State in respect to said development; continuing an agency of the State known as the State Docks Commission, preserving the terms of office of the existing members of the State Docks Commission, providing for the election, subject to confirmation by the Senate, and/or the Governor, of members of the State Docks Commission, including the participation by the Governor in the election of members of the Commission under certain circumstances provided; to provide for the management and control of all said operations by said agency; to prescribe and define the powers, duties and jurisdiction of such agency, including, among other things, the leasing of real estate within the boundaries of the State Docks area and exempting from State, County and municipal taxation structures and improvements as well as all permanent facilities erected, installed, or located, within said boundaries, by lessees, their successors or assigns, for the period stipulated in such leases, and including the exercise of the power of eminent domain, and, among other things, to make rules and regulations concerning the licensing and disciplining of pilots, fixing pilotage fees, promulgating rules and regulations for the operation and maintenance of any seaport or harbor within the State, preventing and penalizing obstruction of any harbor or seaport, providing suitable penalties for the violation of any rule or regulation established by said Commission under the authority of this Act; to confer upon said agency the power and authority to fix reasonable charges for services rendered pursuant to this Act by the State, or under its authority, and for the use of its facilities acquired or constructed under authority of this Act, to require all persons and corporations rendering like services or furnishing similar facilities, to make charges therefor at least as great as the reasonable charges fixed by such agency; to establish harbor lines and to grant licenses to riparian owners to erect aids to navigation; to regulate

generally the acquisition, construction, development and operation by the State of harbor improvements, including, among other things, all kinds of terminal facilities at seaports; to repeal all laws in conflict with this Act, and expressly repealing the following sections of the Code of 1923, viz.; Sections 2427 to 2517, both inclusive.

Also,

H. J. R. 2. Relative to the Joint Committee on Inauguration of the Governor authorizing the expenditure of Fifteen Hundred Dollars (\$1,500.00) for the expenses of the inauguration.

J. H. Stewart,
Clerk.

ADJOURNMENT.

On motion of Mr. Fite the House adjourned until eleven o'clock tomorrow morning.

SIXTH DAY

House of Representatives,
Montgomery, Ala., January 18, 1927.

The House met pursuant to adjournment.

PRAYER.

The session was opened with prayer by Rev. Dr. Holiday of Ranburne, Ala.

ROLL CALL.

On a call of the roll of the House the following members answered to their names:

Messrs.:

Mr. Speaker
Adcock
Allen
Anderson
Ashcraft
Baldwin
Bartlett
Beebe
Brunson
Bryant
Burleson
Burns

Byars
Cannon
Carter
Christian
Cockrell
Cook
Darden
Deloney
Denson
Desear
Edmundson
Edwards

Fite
Frey
Golson
Goode
Goodwyn
Graves
Grove
Gullatt
Guy
Hampton
Harwood
Hawkins

Hightower
Hollis
Howard
Howell
Hubbard
Hughes
Jeter
Johnson
Jones (Bullock)
Jones (Cleburne)
Jordan (Etowah)
Jordan (Washington)

Kirkpatrick	Moxley	Ringer	Stewart (Bibb)
Langdon	Mullen	Rivers	Stewart (Calhoun)
Lawler	Nipper	Rogers (Elmore)	Thompson
Lee	Norman	Rogers (Mobile)	Tompkins
Lovelace	Owens	St. John	Tunstall
Luck	Parish	Sanders (Conecuh)	Vickers
McAdory	Patterson	Sanders (Pike)	Waddell
Martin	Pegues	Sanderson	Wallace
Matthews	Pitts	Shepherd	Ward (Geneva)
Merrill	Poole	Shivers	Ward (Tuscaloosa)
Miller (Marengo)	Powell	Simpson	Ware
Miller (Sumter)	Quillin	Smith	Webb
Molette	Rankin	Starnes	Weldon
Monk	Reeder	Stephens	Winn
Morrow			

—105

A quorum was present.

JOURNAL.

The Chairman of the Standing Committee on Revision of the Journal made the following report.

REPORT OF STANDING COMMITTEE ON REVISION OF THE JOURNAL.

Mr. Speaker:

Your standing committee on Revision of the Journal begs leave to report that said committee has carefully examined the Journal of the House for the Fifth legislative day, and finds same correct.

R. G. Langdon,
Chairman.

The report of the committee was concurred in and adopted and the Journal for the Fifth Legislative day was approved.

RESOLUTIONS.

The following resolution was introduced.

By Mr. Tunstall:

H. J. R. 5. Resolved by the House, the Senate concurring, that a joint Committee of three from the House, to be appointed by the Speaker of the House, and two from the Senate, to be appointed by the Presiding officer of the Senate, be appointed to wait upon the Governor and ascertain if he has any communications for the Legislature.

And the Rules were suspended and the resolution was adopted.

And the Speaker named as a Committee on the part of the House, Messrs. Ware, McAdory and Weldon.

REPORT OF RULES COMMITTEE

Mr. Tunstall, vice Chairman of the Standing Committee on Rules returned to the House the following resolution with a favorable report.

By Rules Committee:

H. R. 6. Be it Resolved by the House that the subordinate officers and employees of the House shall consist of a Clerk, an Assistant Clerk, a Reading Clerk, an Enrolling Clerk, and Engrossing Clerk, a Door-keeper, an Assistant Doorkeeper, a Door-keeper of the Gallery, ten Pages, six Messengers, and two Servants; assistants to the Clerk of the House not exceeding thirty (30) in number, to be appointed by the Clerk of the House, on the approval of the Speaker of the House; assistants to the Enrolling Clerk, not exceeding thirty (30) in number, to be appointed by the Enrolling Clerk, with the approval of the Speaker of the House; assistants to the Engrossing Clerk, not exceeding thirty in number, to be appointed by the Engrossing Clerk, with the approval of the Speaker of the House.

Resolved further, that the provisions hereof as to such officers and employees of the House shall take effect from and after the 11th day of January, 1927.

And the above resolution was adopted by the House.

INTRODUCTION OF BILLS.

On a call of Counties Bills were introduced severally read one time and referred to appropriate Standing Committee as follows:

By Mr. Darden:

H. 75. To provide for the Restoration of the names of Confederate Veterans, or their widows, where same have been dropped on account of absence from the State for more than a year, on the pension rolls of the State, where such veteran or widow is a bona fide resident of this State and is not now drawing a pension from any other State.

Pensions.

By Mr. Simpson:

H. 76. To create a special fund for the enforcement of the criminal laws of the State, and to authorize and require the payment of fifty per centum of all fines imposed and collected by the Clerks of all Courts of Common Pleas, Inferior Courts, Circuit Courts, or any other State Courts where arrests are made by any State Law Enforcement Officer for the violation of the Prohibition law into the State Treasury of the State to be credited to a special law Enforcement Fund to be used exclusively for law enforcement under the direction of the Governor.

Appropriations.

By Mr. Simpson (With notice and proof) :

H. 77. To vacate and annul as a public street or highway, or part thereof, and to annul and extinguish the dedication of, a part of Fifth Street in the City of Birmingham, Alabama, according to the map and survey of North Birmingham Land Company recorded in Map Book 1, page 111 in the Probate Office of Jefferson County, Alabama, which street is now generally referred to and designated as Twenty-fifth Street in said City.

Local Legislation.

Notice and Proof H. 77.

STATE OF ALABAMA,
JEFFERSON COUNTY.

Personally appeared before me, Bessie Stephens a Notary Public in and for said County, in said State, Geo. M. Howle, who, being first duly sworn, deposes and says:

That The Weekly Call on December 18th, 1926, December 25, 1926, January 1, 1927 and January 8, 1927, was and now is a newspaper published in Jefferson County, Alabama; that on said dates he was the Editor of said newspaper, and that on said dates and once a week for four consecutive weeks the following notice was published in said newspaper in said county, to-wit:

NOTICE

Notice is hereby given of the intention of The Birmingham Tank Company to apply for the passage of a special or local law at the next regular session of the Legislature of the State of Alabama, annulling, vacating and abolishing the following part of Fifth Street according to the map and survey of North Birmingham Land Company recorded in Map Book 1, page 111, in the office of the Probate Judge of Jefferson County, Alabama, which is now one of the streets in the City of Birmingham, Jefferson County, Alabama, and is now designated and referred to as 25th Street in said City, to-wit:

Begin at the northwest corner of block two hundred twenty-four (224) according to the said map and survey of the North Birmingham Land Company, thence run in a southerly direction along the east line of Fifth Street, now sometimes referred to and designated as 25th Street, a distance of one hundred ninety (190) feet, more or less, to the northwest corner of the south half of said block two hundred twenty-four (224) for a point of beginning; thence continue in a southerly direction along the east line of said Fifth Street, now sometimes referred to and designated, as 25th Street, a distance of three hundred seventy (370) feet, more or less, to the southwest corner of the north half of block two hundred forty-four (244) according to the said map and survey; thence run in a westerly direction sixty (60) feet, more or less, to the southeast corner of the north half of block two hundred forty-five (245) according to said map and survey; thence run in a northerly direction along the west line of said Fifth Street, now sometimes referred to and designated as 25th Street, a distance of three hundred seventy (370) feet, more or less, to the northeast corner of the south half of block two hundred twenty-five (225) according to said map and survey; thence run in an easterly direction a distance of sixty (60) feet, more or less, to the point of beginning.

And extinguishing and annulling the dedication of said part of said street.

(Signed) Geo. M. Howle.

Subscribed and sworn to before me, this 12 day of January, 1927.

(Signed) Bessie Stephens.

Notary Public

By Mr. McAdory:

H. 78. To amend Section 7407 of the Code of Alabama, of 1923.

Revision of Laws.

By Mr. Hawkins:

H. 79. To regulate the operation of vehicles on highways; to provide for traffic signs and signals; to define the power of local authorities to enact or enforce ordinances, rules or regulations in regard to matters embraced within the provisions of this act; to provide for the enforcement of this act and the disposition of fines and forfeitures collected hereunder; and to make uniform the law relating to the subject matter of this act.

Public Roads and Highways.

By Mr. Hawkins:

H. 80. To require and regulate the licensing of motor vehicle operators and chauffeurs; to provide for the examination of applicants for license; to provide what persons may obtain such licenses and the manner of obtaining same; to constitute a member of the State Highway Commission Vehicle Commissioner; to authorize and empower the State Highway Commission to administer this Act; to provide for the suspension and revocation of licenses of operators and chauffeurs; to provide penalties for violations of this Act; and to make uniform the laws relating to this subject.

Public Roads and Highways.

By Mr. Byars:

H. 81. To authorize the County Board of Education of Lawrence County to issue and sell interest bearing warrants in order to acquire, construct or repair school buildings in districts where a five mill tax has been levied, or to pay for such buildings in such districts already built, to prescribe the form of such warrants, the manner of their execution and to provide for their payment.

Judiciary.

By Mr. Poole:

H. 82. To amend Section 9008 of the Code of Alabama of 1923.

Judiciary.

By Mr. Rankin:

H. 83. To repeal Section twenty-six hundred and fifty eight (2658) of the Code of Alabama of 1923.

Revision of Laws.

By Mr. Rogers of Mobile:

H. 84. To provide for the punishment for any voter who votes, or attempts to vote more than once in a Primary Election. Privilege and Elections.

By Mr. Rogers of Mobile:

H. 85. To amend an Act "To authorize the Court of County Commissioners, the Board of Revenue and Road Commissioners or like body, in each county in the State to provide telephones for the offices of clerks and registers of the circuit court, the office of the sheriff, the office of the jailer, and the judge of probate of their respective counties," approved September 25, 1919.

Public Buildings and Institutions.

By Mr. Vickers:

H. 86. To change the amount, or fix the amount, of the salary or compensation of the County Treasurers of any counties in the State having a population of not less than ninety thousand, nor more than one hundred and eighty thousand, according to the last, or to any succeeding Federal census; to provide the method and manner of its payment, and to repeal all laws, or parts of laws, general, local or special, in conflict with the provisions of this act.

Local Legislation.

By Mr. Waddell:

H. 87. Recognizing, ratifying, and confirming the consolidation of the State Bar with The Alabama State Bar Association, under the name of "The Alabama State Bar Association" and under the Constitution and By-laws as adopted by said consolidated body, effected in pursuance of Section 20 of An Act of the Legislature of Alabama, approved August 9, 1923, entitled: "An Act to provide for the organization, regulation and government of the State Bar including admissions and disbarments of lawyers." (Acts Alabama 1923, p. 100), as said Act was amended by An Act of the Legislature of Alabama, approved September 26, 1923, entitled: "An Act to amend Section 8 of an Act entitled 'An Act to provide for the organization, regulation and government of the State Bar Association, including admissions and disbarments of lawyers,' approved August 9th 1923." (Acts Alabama 1923, p. 587), which Section 20 is compiled and arranged as Section 6239 of the Code of Alabama of 1923.

Judiciary.

By Mr. Harwood:

H. 88. To appropriate Two Hundred and Fifty-five Thousand (\$255,000.00) Dollars to the Alabama Home for the construction and equipment of needed buildings, sewers, septic tanks and the acquisition of a colony for boys.

Appropriations.

By Mr. Jeter:

H. 89. To amend Section 6240 of the Code of Alabama, 1923.
Judiciary.

By Mr. Jeter:

H. 90. To amend Section 6242 of the Code of Alabama, 1923.
Judiciary.

By Mr. Powell:

H. 91. To amend Section 6898 of the Code of Alabama of 1923, relating to the recording of conditional sales and lease contracts.

Revision of Laws.

By Mr. Powell:

H. 92. To make an additional appropriation for the enforcement of the laws of the State.

Appropriations.

By Mr. Waddell:

H. 93. To amend Sections 2, 5, and 20 of An Act of the Legislature of Alabama, approved August 9, 1923, entitled: "An Act to provide for the organization, regulation and government of the State Bar including admissions and disbarments of lawyers." (Acts Alabama 1923, p. 100), as said Act was amended by An Act of the Legislature of Alabama, approved September 26, 1923, entitled: "An Act to amend Section 8 of An Act entitled 'An Act to provide for the organization, regulation and government of the State Bar Association, including admissions and disbarments of lawyers,'" approved August 9th, 1923." (Acts Alabama 1923, p. 587), which Sections 2, 5 and 20 are each respectively compiled and arranged as Sections 6221, 6224 and 6239 of the Code of Alabama of 1923.

Judiciary.

By Mr. Tunstall:

H. 94. To amend Section 317 of the Code of Alabama.

Rules.

By Mr. Tunstall:

H. 95. To fix the per diem or compensation of members of all recess committees appointed by Joint Resolution of the Two Houses or by either the House or Senate, of the Legislature.

Rules.

By Mr. Tunstall:

H. 96. To make an appropriation of Two Hundred and Fifty thousand (\$250,000.00) Dollars, or so much thereof as may be necessary, out of any funds in the State Treasury not otherwise appropriated, to defray the expenses of the present Session of the Legislature.

Rules.

BILLS ON SECOND READING.

Mr. Morrow, Chairman of the Standing Committee on Local Legislation, reported that said Committee in session had acted on the following Bills and ordered same returned to the House with a favorable report:

H. 70. To repeal an Act entitled "An Act to prescribe the duties of Sheriffs as to inferior criminal courts in all counties having a population of over eighty thousand, according to the last Federal census, or which may hereafter have such population according to any Federal census hereafter taken, in which the sheriff is not on a salary basis under and by virtue of a constitutional amendment, and to fix the compensation of the sheriffs of such counties, as well as the compensation of the sheriffs of all other counties in which the sheriffs are now or may hereafter be required to perform for the inferior criminal courts of their respective counties the services and duties by this act specified and enumerated for sheriffs of counties having a population of over eighty thousand, for executing process out of such courts and for other services rendered in or to such courts, and to provide the method of payments and to limit the amount of fees and allowances to be paid by counties in cases wherein the fine and costs are not paid by convicted defendants, and to repeal all laws, and parts of laws, general, local, private and special in conflict herewith," approved September 29th, 1923.

H. 71. To repeal an Act entitled An Act to Regulate the Issue of Garnishments by Justices of the Peace, and Notaries Public, with same jurisdiction and powers of a Justice of the Peace and proceedings therein when a demand owing for, or on account of personal services rendered or to be rendered, by the defendant is sought to be subjected by process of garnishment in the Counties of Colbert and Franklin, Approved February 21, 1893, in so far as the same relates to or affects Colbert County.

The above and foregoing Bills were severally read a second time and placed on the Calendar.

BILLS ON THIRD READING

H. 5. To provide funds for the repair or improvement of the Capitol.

Was read a third time at length and passed; Yeas, 84; Nays,

1

Yeas:

Messrs.:

Mr. Speaker
Adcock
Allen

Anderson
Ashcraft
Baldwin

Bartlett
Beebe
Brunson

Bryant
Burleson
Burns

Byars	Hightower	Monk	St. John
Carter	Hollis	Morrow	Sanders (Pike)
Cockrell	Johnson	Moxley	Sanderson
Cook	Jones (Bullock)	Mullen	Shepherd
Darden	Jones (Cleburne)	Nipper	Shivers
Deloney	Jordan (Etowah)	Norman	Simpson
Desear	Jordan (Washington)	Owens	Smith
Edmundson	Kirkpatrick	Parish	Stephens
Edwards	Langdon	Patterson	Stewart (Calhoun)
Fite	Lee	Pitts	Thompson
Frey	Lovelace	Poole	Vickers
Golson	Luck	Powell	Waddell
Goode	McAdory	Quillin	Ward (Geneva)
Goodwyn	Martin	Reeder	Ward (Tuscaloosa)
Grove	Matthews	Ringer	Ware
Gullatt	Merrill	Rivers	Webb
Harwood	Miller (Marengo)	Rogers (Elmore)	Weldon
Hawkins	Molette	Rogers (Mobile)	Winn

—84

Nays:—Mr. Tompkins.—1.

On motion of Mr. Goodwyn the bill H. 5 was ordered sent forthwith to the Senate without engrossment.

H. 8. To repeal an Act approved September 14, 1923, entitled: "An Act to protect the title of motor vehicles within this State; to provide for the issuance of certificates of title and evidence of registration thereof; to regulate purchase and sale or other transfer of ownership; to facilitate the recovery of motor vehicles stolen or otherwise unlawfully taken; to provide for the regulation and licensing of certain dealers in used and second-hand vehicles as herein defined; to provide for sale of vehicle with engine number altered or changed; to prescribe the powers and duties of the State Tax Commission and Probate Judges hereunder; and to provide penalties for violation of the provisions hereof."

Was taken up. Mr. St. John moved to indefinitely postpone the bill H. 8 which said motion was lost, Yeas, 12; Nays, 84.

Yeas:

Messrs.:

Ashcraft

Bartlett

Deloney

Jordan (Etowah)

Merrill

Patterson

Rankin

St. John

Stephens

Stewart (Bibb)

Thompson

Waddell

—12

Nays:

Messrs.:

Mr. Speaker

Adcock

Allen

Anderson

Baldwin

Beebe

Brunson

Bryant

Burleson

Burns

Byars

Cannon

Carter

Christian

Cockrell

Cook

Darden

Desear

Edmundson

Edwards

Fite

Frey

Golson

Goode

Goodwyn	Jones (Clebune)	Mullen	Sanders (Conecuh)
Grove	Kirkpatrick	Nipper	Sanders (Pike)
Gullatt	Langdon	Norman	Shepherd
Guy	Lee	Owens	Shivers
Hampton	Lovelace	Parish	Simpson
Harwood	Luck	Pegues	Smith
Hawkins	McAdory	Pitts	Stewart (Calhoun)
Hightower	Martin	Poole	Tompkins
Hollis	Matthews	Powell	Vickers
Howell	Miller (Marengo)	Quillin	Ward (Geneva)
Hubbard	Miller (Sumter)	Reeder	Ward (Tuscaloosa)
Hughes	Molette	Ringer	Ware
Jeter	Monk	Rivers	Webb
Johnson	Morrow	Rogers (Elmore)	Weldon
Jones (Bullock)	Moxley	Rogers (Mobile)	Winn

—84

And the Bill

H. 8. To repeal an Act approved September 14, 1923, entitled: "An Act to protect the title of motor vehicles within this State; to provide for the issuance of certificates of title and evidence of registration thereof; to regulate purchase and sale or other transfer of ownership; to facilitate the recovery of motor vehicles stolen or otherwise unlawfully taken; to provide for the regulation and licensing of certain dealers in used and second-hand vehicles as herein defined; to provide for sale of vehicle with engine number altered or changed; to prescribe the powers and duties of the State Tax Commission and Probate Judges hereunder; and to provide penalties for violation of the provisions hereof."

Was read a third time at length and passed; Yeas, 94; Nays, 5.

Yeas:

Messrs.:

Mr. Speaker	Deloney	Hubbard	Monk
Adcock	Desear	Hughes	Morrow
Allen	Edmundson	Jeter	Moxley
Anderson	Edwards	Johnson	Mullen
Ashcraft	Fite	Jones (Bullock)	Nipper
Baldwin	Frey	Jones (Clebune)	Norman
Bartlett	Golson	Jordan (Etowah)	Owens
Beebe	Goode	Jordan (Washington)	Parish
Branson	Goodwyn	Kirkpatrick	Pegues
Bryant	Graves	Langdon	Pitts
Burleson	Grove	Lee	Poole
Burns	Gullatt	Lovelace	Powell
Byars	Guy	Luck	Quillin
Cannon	Hampton	McAdory	Rankin
Carter	Harwood	Martin	Reeder
Christian	Hawkins	Matthews	Ringer
Cockrell	Hightower	Miller (Marengo)	Rivers
Cook	Hollis	Miller (Sumter)	Rogers (Elmore)
Darden	Howell	Molette	Rogers (Mobile)

Sanders (Conecuh)	Simpson	Vickers	Ware
Sanders (Pike)	Smith	Wallace	Webb
Sanderson	Stephens	Ward (Geneva)	Weldon
Shepherd	Stewart (Calhoun)	Ward (Tuscaloosa)	Winn
	Tompkins		

—94

Nays:

Messrs.:

Merrill
Patterson

St. John

Stewart (Bibb) Waddell

—5

And on motion of Mr. Poole the Bill, H. 8, was ordered sent forthwith to the Senate without Engrossment.

H. 18. To make an appropriation of Six Hundred Thousand (\$600,000.00) Dollars, or so much thereof as may be necessary, to the State Board of Education for the further support and maintenance of the public schools of the State in order that a minimum school term of seven months or 140 days may be provided for the current fiscal year ending September 30, 1927.

Was taken up. Mr. Lee offered the following amendment to the Bill H. 18.

On page 3, line 8, strike out the entire line after the word "Monroe", and insert in its stead the following:

"Four Thousand Two Hundred Sixty-One and 49-100, (\$4,261.49) Dollars."

And on motion of Mr. Tunstall the amendment offered by Mr. Lee was laid upon the table.

Mr. Simpson offered the following amendment to the Bill H. 18.

AMENDMENT TO H. 18

Amend said bill by adding thereto a section to follow Sec. 4, and to be numbered 4½ and to read as follows:

Section 4½. Provided, however, that no County shall receive any part of this fund which County shall not, prior to the date on which the State Superintendent of Education shall make requisition on the State Auditor for same, have voted to levy upon itself the special County School Tax, provided for in Section 1 of Article XIX of the Constitution and provided further that no school district shall receive any part of this fund which district shall not, prior to the date on which the State Superintendent of Education shall make requisition on the State Auditor for same, have voted to levy upon itself the special district school tax provided for in Section 2 of Article XIX of the Constitution.

And on motion of Mr. Goode the amendment offered by Mr. Simpson was laid upon the table.

Mr. Cook offered the following amendment to the Bill H. 18.

Amend by striking out \$600,000.00 and substituting therefor \$500,000.00 in Section 1.

And on motion of Mr. Ward of Tuscaloosa the amendment offered by Mr. Cook was laid upon the table and the Bill

H. 18. To make an appropriation of Six Hundred Thousand (\$600,000.00) Dollars, or so much thereof as may be necessary to the State Board of Education for the further support and maintenance of the public schools of the State in order that a minimum school term of seven months or 140 days may be provided for the current fiscal year ending September 30, 1927.

Was read a third time at length and passed; Yeas, 99; Nays, 2.

Yeas:

Messrs.:

Mr. Speaker	Frey	Luck	Rogers (Elmore)
Adcock	Golson	McAdory	Rogers (Mobile)
Allen	Goode	Martin	St. John
Anderson	Goodwyn	Matthews	Sanders (Conecuh)
Ashcraft	Graves	Merrill	Sanders (Pike)
Baldwin	Grove	Miller (Marengo)	Shepherd
Bartlett	Gullatt	Miller (Sumter)	Shivers
Beebe	Guy	Molette	Simpson
Brunson	Harwood	Monk	Smith
Bryant	Hawkins	Morrow	Starnes
Burleson	Hightower	Moxley	Stephens
Burns	Hollis	Mullen	Stewart (Bibb)
Byars	Howell	Nipper	Stewart (Calhoun)
Cannon	Hubbard	Norman	Thompson
Carter	Hughes	Owens	Tompkins
Christian	Jeter	Parish	Tunstall
Cockrell	Johnson	Pattenson	Vickers
Cook	Jones (Bullock)	Pegues	Waddell
Darden	Jones (Cleburne)	Pitts	Ward (Geneva)
Deloney	Jordan (Etowah)	Poole	Ward (Tuscaloosa)
Denson	Jordan (Washington)	Powell	Ware
Desear	Kirkpatrick	Quillin	Webb
Edmundson	Langdon	Rankin	Weldon
Edwards	Lee	Reeder	Winn
Fite	Lovelace	Ringer	

—99

Nays:

Messrs:

Hampton Sanderson

—2

And on motion of Mr. Ward of Tuscaloosa the Bill H. 18 was ordered sent forthwith to the Senate without Engrossment.

APPOINTMENT OF PAGES AND MESSENGERS

The Speaker of the House announced the appointment of the following additional Pages and Messengers for the House:

Brooks Steiner, Robert Adcock, Jr., Francis Waldeman, Gunter Glass and Frank Spangler, Jr., as Pages, and Cecil Dickinson and Jno. Q. Adams as Messengers.

MESSAGE FROM THE SENATE

Mr. Speaker:

The Senate has concurred in and adopted:

H. J. R. 5. Relative to appointment of a Committee to wait upon the Governor and ascertain if he has any communications for the Legislature.

And the President of the Senate has appointed as a Committee on part of the Senate Messrs. Cowan and Stanley.

And returns same herewith to the House.

J. E. Speight,
Secretary.

MESSAGE FROM THE GOVERNOR

January 18, 1927.

To the Legislature of Alabama:

I have the honor to transmit herewith my message to you in conformity with my constitutional privilege.

BIBB GRAVES,
Governor.

To the Legislature of Alabama:

I want my first expression to you to be that of my grateful appreciation of the generous confidence and wholehearted cooperation that your body has extended to me since you first met in special session.

It is my most earnest hope that this team-work will continue throughout our administration. I am as anxious to help you as I am to have you help me.

I shall freely communicate to you in all candor my ideas on matters that are of interest to the State and earnestly ask that you, in turn, share your opinions with me. Working together this way will give the State the benefit of whatever wisdom there may be in the composite mind of us all.

Our Constitution accords to the Executive this privilege of communicating to the Legislature his ideas affecting the interest of the State. Our custom makes the first executive message the synopsis of the program of the incoming administration. Availing myself of that constitutional privilege, and in conformity with that custom, I now call your attention to the more important matters that to me seem to need your consideration.

EDUCATION

Our educational needs are known of all—these needs we must supply. Our great problem is how. At the outset of the problem, let us determine that it shall be solved, then devote our energy to working out the details. There is now in course of passage an emergency appropriation bill which will give our grammar schools a minimum term of seven months. I earnestly ask that the prompt passage of this bill for there must be an equalizing of the educational opportunities of our white children, and this is the way to do it. Not by taking anything from anybody, but by adding this to those most in need. Our proposed emergency appropriation to secure seven months session of the current term of our common schools should be put through quickly for if this relief is not immediate it will be unavailing but this is only a temporary relief, and this temporary relief plan must not be taken forward or incorporated into our permanent plan. In our permanent

plan, education must advance all along the line, developing the whole system harmoniously.

For its own protection, the State must see to it that every normal white child is put through the grammar grades. Not one of these grammar schools must ever be permitted to run a less term than seven months. During the administration these terms should be brought up to as much as eight months and a seventy-five dollar minimum should be reached in the pay of their teachers. A junior high school should be accessible to every child and each county should have as many senior high schools as are necessary to serve the children of the county. In these high schools vocational training and domestic science must be stressed, thus fitting their pupils for life's work. Surely the normal children that pursue the straight and narrow path should be given as good equipment for life's work as is given to delinquent children committed to reform institutions.

I believe that we receive more immediate returns from the money spent upon our normal schools than we do from any other educational expenditure and that if there be one educational need that is now more pressing than are the others it is the need of our normal schools. We are undertaking to provide an adequate educational system for the whole State. The working out of those provisions will necessarily extend over a few years but the provisions will avail little if we have not prepared the teachers to take the places that we are going to provide.

Our higher institutions must be enabled to fulfill their respective missions.

Throughout our whole system the increasing of the earning power of the pupils must be stressed. The high paid places in the industry of Alabama should be filled by the output of educational institutions of our own.

I have heretofore called to your attention the fact that the cost of our school text books is greatly in excess of that cost in other southern states;—the cost of basal text books in our seven grammar grades exceeds the average cost of the basal text books in the same grades in those other states by more than fifty-eight per cent. I suggest as a remedy, a change in the present method of selecting the State Text Book Commission.

Our educational program must not be confined to the men and women of tomorrow but must include those of today. We must take knowledge to those who will use it now, our demonstration agencies, extension services, and vocational training activities, all bring immediate returns. They raise our earning power and our standards of living. We must avail ourselves of the opportunity afforded by these agencies for immediate betterment and increase their fields of usefulness by making the needed provision for their extension.

The States Trades Training School located at Gadsden is a part of our Educational system, and an important one. It is an effort on the part of the State to give to our white boys the same training now being given to the negroes at Tuskegee. I express the hope that sufficient funds may be found to equip and maintain this school on an efficient and growing basis.

One of our most efficient and useful institutions is the Boys Industrial School, at East Lake. Its present high standard should be maintained.

The Girls Industrial School, at Birmingham, is not, in my opinion, accomplishing its intended purpose. This institution should be placed under the management and control of the State and provision should be made for giving its inmates such a training as will fit them to earn an honest living and become useful citizens.

The Deaf, Dumb and Blind Institute, at Talladega is in charge of a devoted and loyal corps of workers, but in my judgment the provision made for it is inadequate both as to plant and upkeep. I recommend that ample provision be made for its needs.

The Industrial School for negro boys, near Montgomery, is doing good work and is well managed. Its needs are being met by its present appropriation, and I recommend its continuance.

HEALTH

We take great pride in the progress Alabaam has made in health service. Our system has been accepted as a standard by other states and nations. We should speedily extend this system throughout our own state.

MOBILE PORT

It is a matter of congratulation that at this session you have passed the Mobile Port Act, thus enabling General Sibert and his associates to complete our port and give to our agriculture, commerce and industry an open gateway to the markets of the world.

ROADS AND BRIDGES

The action you have already taken at the Extra Session in the passage of the Gasoline Excise Tax and submitting to the people the Constitutional Amendment providing for the issuance of the Road and Bridge bonds assures the continued building and maintenance of roads and bridges.

Our road needs are so urgent that we must devote to them every available asset; not only the money to be derived from the Gasoline Tax, but convict labor and the proceeds from the Road and Bridge bonds.

Existing law is sufficient to enable the Executive to properly control State Convicts and remove them from the present employment to such other employments as may be deemed wise. This control should be extended to our County Convicts, and this will require action on your part in enacting such legislation as will give this control and will care for the interest of the counties.

When the Road and Bridge amendment has been ratified by the people, it will be necessary for you to pass an enabling act authorizing the issuance of these bonds.

The preservation of our roads is as important as is their construction and maintenance. We should not permit a greater load weight pressure on the road than it is able to bear. Many of our roads are being destroyed for lack of this kind of protection, and I recommend that you enact such measures as will not unduly hamper business, but will prevent the destruction of our highways.

I also recommend that you enact such laws as will secure safety on the highways, including uniformity in speed regulations, width of vehicles and traffic rules.

Busses should be made common carriers, and the Public Service Commission should be given jurisdiction over them, under such regulations as you may see fit to prescribe.

THE JUDICIARY

There is too much delay in the administration of both civil and criminal law. We are accustomed to approach this subject from the wrong angle and seek relief by increasing the number of our judicial officers, rather than simplifying the rules of procedure. Courts ought to administer the laws, rather than make or unmake them. Simplifying procedure eliminates judge-made law, reduces the number of judges necessary to apply the law, and expedites its administration. An under-paid judiciary is a poor economy. It is better to increase the pay of judges than add to their number.

CHILD WELFARE

Much good and constructive work has been accomplished by this important department, and the effort to connect the State activities with county aid is meeting with encouraging success, but the responsibility of the State, as such, towards its disadvantaged children, has not received the consideration which it deserves. Since the last appropriation was made to this department, it has been deemed advisable by the Child Welfare Commission to take over the child-caring-for and child-placing work. This added burden has been inadequately met by the public subscription, therefore, I recommend a substantial increase in the support now accorded this department.

The very efficient director of the department will be able to furnish you the details, and her wishes in respect to your support of the department I commend to your favorable consideration.

DEPARTMENTS OF CONSERVATION

We have two departments of conservation, the Forestry Department and the Fish and Game Department. There is so much in common in the ends sought to be attained by these two departments, and such an overlapping of their activities, that their coordination should engage your careful consideration. I call to your attention the recommendations in the quadrennial report of the Commissioner of Game and Fisheries.

COUNTY AND MUNICIPAL BONDS

The unnecessarily high interest rate being paid upon our county and city bonds is costing our people many millions of dollars. It is easily possible to save this great and unnecessary expense and at the same time establish a credit in the bond markets for these branches of government that will enable them to dispose of their securities at a lower interest rate and at par value. To accomplish these results will require legislative enactments and perhaps constitutional amendment. I suggest the raising of a joint committee to investigate the matter and recommend to you the necessary legislative action.

MUSCLE SHOALS

I have heretofore called your attention to the necessity of ascertaining, declaring and protecting the State's interest in the Muscle Shoals water power, and I again urge upon you the necessity of prompt action by raising a committee, or taking such other action as you deem best to protect Alabama's interest.

THE FEE SYSTEM

A fee system is fundamentally bad. I recommend that you submit a constitutional amendment, to be voted on at the next general election, authorizing the Legislature to place any officer upon a salary at the expiration of his term of office.

WORKMEN'S COMPENSATION LAW

The workmen's compensation law should provide a shorter waiting period, higher rates of compensation, and increased medical and hospital benefits.

A Workmen's Compensation Commission would, I believe, many times pay its cost in the added benefit it would bring to those for whom the law was intended.

OFFICIAL ECONOMY

I commend to your consideration the more definite regulation of the expenses of and allowances to public officers and employees. It seems that everyone working for the public expects an automobile bought and maintained out of some public fund.

SUNDAY

We should protect our protestant christian Sunday, and prevent it being commercialized by amusements operated for gain.

REPRESENTATION

I believe it is your duty to carry out the provisions of the Constitution upon reapportionment of representation in the Legislature.

AUTO TITLE CERTIFICATE LAW

I recommend the elimination of the nuisance features of the automobile Title Certificate Law.

PRESIDENTIAL PRIMARY

I recommend the repeal of the Presidential Preferential Primary Election Law.

CONFEDERATE VETERANS

The Soldiers Home is filling well the purposes for which it was erected. It should have your continued support. One of the most sacred privileges of the State is to care for the necessities of the "Soldiers of the Sixties", and their widows. In relieving their necessities, we are not commercializing their patriotism by putting a moneyed value upon their services. Since their numbers are lessening while their necessities are increasing we can enlarge the aid given each without increasing the aggregate expenditure.

FINANCE

To supply the urgent needs outlined above will require the raising of not less than three millions of dollars in addition to that now coming into the State Treasury. We should not expect any additional revenue from ad valorem taxes on tangible property. In the aggregate these valuations are bearing their full share of the burden. While equalization will raise some property valuations, the depressed agricultural conditions will require a reduction of the burden now being borne by some of our farm lands. I do not think I should in any wise undertake to dictate to your Body the sources from which the additional revenues should be derived. but should in every way cooperate with you in the accomplishment of the necessary results.

This is our greatest task and should have the right of way. I suggest that the Ways and Means and Finance committees, availing themselves of the advice and counsel of their fellow members, immediately begin their work, and that at a very early date, the Legislature take a short recess, in which time these committees determine upon and formulate the measures necessary to raise this required revenue, and that upon your reassembly, your continuous undivided attention be given this subject until it is accomplished. Alabama can afford all the millions of dollars that her necessities demand, but she cannot afford one penny that is not necessary.

In conclusion permit me to again congratulate you upon the auspicious beginning of the assumption of your responsible and arduous duties, and to

express an earnest desire that in all your deliberations you will be guided by Divine Wisdom, and that abundant success may crown your labors.

Respectfully,
BIBB GRAVES,
Governor.

GOVERNOR'S MESSAGE

The above and foregoing Message from the Governor was read at length and ordered spread upon the Journal.

MESSAGE FROM THE SENATE.

Mr. Speaker:

The Senate has originated and adopted the following Joint Resolution:

By Mr. Brown:

S. J. R. 22. Be it resolved by the Senate, the House concurring, that when the two Houses adjourn to-day, they will adjourn until Thursday, at 10 o'clock, Jany. 20th.

And sends same herewith to the House.

J. E. Speight,
Secretary.

SENATE MESSAGE

On motion of Mr. Waddell the House concurred in and adopted the S. J. R. 22 set out in the above and foregoing Message from the Senate.

MESSAGE FROM THE SENATE

Mr. Speaker:

The Senate has originated and passed the following Bills and sends same herewith to the House without engrossment.

By Mr. Fite:

S. 17. To regulate the sessions of the circuit court in all counties in this State having more than 200,000 population according to the last or any succeeding Federal Census.

By Mr. Fite:

S. 22. To amend Sections 1545 and 1547 of the Code of Alabama of 1923.

By Mr. Teasley:

S. 34. To amend Section 6277 of the Code of Alabama of 1923.

By Mr. Stanley:

S. 25. To amend Section 2975 of the Code of Alabama of 1923.

By Mr. Stanley:

S. 26. To amend Section 2981 of the Code of Alabama of 1923.

J. E. Speight,
Secretary.

SENATE MESSAGE

The Senate Bills the titles to which are set out in the above and foregoing message from the Senate were severally read one time and referred to appropriate Standing Committees as follows:

Judiciary, S. 17.

Revision of Laws, S. 22.

Banks and Banking, S. 34.

Military S. 25; S. 26.

ADJOURNMENT

On motion of Mr. Poole the House, in accordance with S. J. R. 22 heretofore adopted, adjourned until Thursday morning at 10 o'clock, January 20th, 1927.

SEVENTH DAY.

House of Representatives.
Montgomery, Ala., Thursday Jany. 20, 1927.

The House met pursuant to adjournment.

PRAYER.

The session was opened with prayer by Rev. Dr. Harrison of Montgomery.

ROLL CALL.

On a call of the roll of the House the following members answered to their names.

Messrs.:
Mr. Speaker
Adcock
Allen
Anderson
Ashcraft
Baldwin
Bartlett

Beebe
Brunson
Bryant
Burleson
Burns
Byars
Cannon

Carter
Christian
Cockrell
Cook
Darden
Deloney
Denson

Desear
Edmundson
Edwards
Fite
Frey
Golson
Goode

Goodwyn	Kirkpatrick	Owens	Shivers
Graves	Langdon	Parish	Simpson
Grove	Lawler	Patterson	Smith
Gullatt	Lee	Pegues	Starnes
Guy	Lovelace	Pitts	Stephens
Hampton	Luck	Poole	Stewart (Bibb)
Harwood	McAdory	Powell	Stewart (Calhoun)
Hawkins	Martin	Quillin	Thompson
Hightower	Matthews	Rankin	Tompkins
Hollis	Merrill	Reeder	Tunstall
Howard	Miller (Marengo)	Ringer	Vickers
Howell	Miller (Sumter)	Rivers	Waddell
Hubbard	Molette	Rogers (Elmore)	Wallace
Hughes	Monk	Rogers (Mobile)	Ward (Geneva)
Jeter	Morrow	St. John	Ward (Tuscaloosa)
Johnson	Moxley	Sanders (Conecuh)	Ware
Jones (Bullock)	Mullen	Sanders (Pike)	Webb
Jones (Cleburne)	Nipper	Sanderson	Weldon
Jordan (Etowah)	Norman	Shepherd	Winn
Jordan (Washington)			

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A quorum was present.

JOURNAL.

The Chairman of the Standing Committee on Revision of the Journal made the following report:

REPORT OF STANDING COMMITTEE ON REVISION OF THE JOURNAL

Mr. Speaker:

Your standing committee on Revision of the Journal begs leave to report that said committee has carefully examined the Journal of the House for the Sixth legislative day, and finds same correct.

R. G. LANGDON,
Chairman.

The report of the committee was concurred in and adopted and the Journal for the Sixth Legislative day was approved.

INTRODUCTION OF BILLS.

On a call of Counties Bills were introduced, severally read one time and referred to appropriate Standing Committee as follows:

By Mr. Stewart of Bibb:

H. 97. To amend Section 6767 of Code of 1923.

Public Printing.

By Mr. Lovelace:

H. 98. To amend Section 2973 of the Code of Alabama of 1923.

Appropriations.

By Mr. Lovelace:

H. 99. To amend Sections 2938 and 2948 of the Code of Alabama of 1923.

Pensions.

By Mr. Lovelace:

H. 100. To authorize Courts of County Commissioners, or other governing bodies of counties to employ or appoint purchasing agents for the county and to prescribe the duties of such purchasing agents and fix their compensation.

Counties and County Boundaries.

By Mr. Lovelace:

H. 101. To amend Section 1328 of the Code of Alabama of 1923.

Public Roads and Highways

By Mr. Lovelace:

H. 102. To appropriate the sum of \$20,000.00 per annum for the years of 1927, 1928, 1929, 1930, to Escambia County, to be used exclusively by said county in the eradication of cattle ticks and to aid said county in the eradication of cattle ticks therein resulting from infestation within the State of Florida which borders on said Escambia County.

Appropriations.

By Mr. Lovelace (With notice and proof):

H. 103. To validate the Proceedings of the Court of County Commissioners of Escambia County, Alabama, made and entered since February 1, 1923, so far as the same relate to all loans made to said County, and to validate and confirm all outstanding County warrants and refunding warrants for money borrowed for County purposes.

Local Legislation.

Notice and proof H. 103:

PUBLIC NOTICE

AN ACT

To validate the proceedings of the Court of County Commissioners of Escambia County made and entered since February 1, 1923, and so as to include all those loans and contracts made for County purposes including tick eradication and the maintenance of County roads and bridges.

Be it enacted by the Legislature of Alabama:

Section 1. That whereas, it has been customary for the Legislature during the last ten years to validate the proceedings of the Court of County Commissioners of Escambia County, Alabama, so as to give it better credit and enable it to better finance the County affairs including loans and debts

created for the eradication of cattle ticks and the maintenance and repair of County roads and bridges and this law being requested by said Court; therefore the minutes and proceedings, acts and contracts of said Escambia County and the orders made by its Court of County Commissioners and entered since February 1, 1923, for various county purposes are hereby validated and confirmed; that the main purpose of this law is to validate all such proceedings, including those for money borrowed from the various banks in said County for various county purposes such as the eradication of cattle ticks and the maintenance and repair of county roads and bridges; the issue of refunding warrants to pay off county debts and warrants; also to validate all county warrants issued and drawn on the general funds and other funds of said County by the Judge of Probate.

Section 2. That all laws and parts of laws in conflict with the provision of this act be and the same are hereby repealed.

NOTICE

State of Alabama, Escambia County, City of Brewton.

Public notice is hereby given of the intention to apply to the next Legislature of Alabama which meets in January, 1927, or thereafter that the undersigned Court and County will apply to said next Legislature of Alabama to have the substance of the proposed law herein above set out and shown and of said local bill above set out and shown to be enacted into law by said Legislature; that this notice is published without expense to the State in Escambia County, Alabama, and the foregoing Act or Bill states the substance of the proposed law; and said notice is given for to-wit: (5) Five consecutive weeks by publication in The Brewton Standard, a weekly newspaper published in said County, at Brewton, Alabama, prior to the introduction of the bill and proposed law herein above set out and shown.

We also request our Representative in the Legislature to have the foregoing bill enacted into law.

Witness this the 11th day of October, 1926.

Escambia County and Its Court of County Commissioners.

PROOF OF PUBLICATION

I, W. E. Brooks, publisher of The Brewton Standard, a weekly newspaper published at Brewton, Escambia County, Alabama, do hereby state under oath that the annexed printed clipping is a true copy of the publication in said newspaper, clipped from one of the original issues of said newspaper and that the words and figures embraced therein appeared in said newspaper for five consecutive weeks on the following dates, to-wit: Oct. 14th, 1926, Oct. 21st 1926, Oct. 28, 1926, Nov. 4th, 1926, Nov. 11th, 1926.

W. E. Brooks,

Publisher of The Brewton Standard.

Sworn to and subscribed before me this 21 day of Dec. 1926.

(Seal)

Mrs. Rubie McArthur,
Notary Public.

By Mr. Jordan of Etowah:

H. 104: To provide for the compensation and expenses of certain members of the judiciary of Alabama.

Judiciary.

By Mr. Quillin:

H. 105. To more effectively protect the people against combinations, conspiracies and agreements between insurers whereby rates of insurance are raised or fixed and to suppress combi-

nations conspiracies and agreements between insurers whereby rates of insurance are raised or fixed and to provide a penalty for such practice, and to provide when such penalty shall not be enforced against insurer.

Insurance and Insurance Companies.

By Mr. Tompkins:

H. 106. To amend Section 4039 of the Code of Alabama of 1923.

Judiciary.

By Mr. Edmundson:

H. 107. To amend Section 6855 of the Code of Alabama, 1923.

Revision of Laws.

By Mr. Morrow:

H. 108. Relating to pardons, paroles, commutations, reprieves and remissions of fines and forfeitures.

Criminal Administrations.

By Mr. Hawkins:

H. 109. To require all parties filing papers in the Probate Office for record to, at the time of, or—before filing same, endorse on the back of said papers the names of the grantors and grantees either with typewriter or written in legible hand.

Public Printing.

By Mr. Hawkins:

H. 110. To regulate and fix the size of paper to be used in filing papers for record in all Probate offices in the State of Alabama that now use or may hereafter use, photograph or photostat machines for recording.

Public Printing.

By Mr. Frey:

H. 111. To extend the term of all elective officers of all municipalities in the State of Alabama, governed by the Aldermanic form of Government.

Municipal Organization.

By Mr. Frey:

H. 112. To amend Sections 1754, 1757, 1760 and 1894 of the Code of Alabama of 1923.

Privilege and Elections.

By Mr. Lee:

H. 113. To amend Section 8 of an Act approved August 22, 1923, entitled "An Act in reference to and to further provide for the general revenue of the State of Alabama."

Ways and Means.

By Mr. Sanderson:

H. 114. To regulate the feeding of prisoners in County jails and to provide for the manner of payment for the feeding of such prisoners.

Revision of Laws.

By Mr. Ware:

H. 115. To amend Section 952, Code of Alabama 1923.
Appropriations.

By Mr. Miller (Sumter):

H. 116. To amend 6514 of the Code of Alabama.
Revision of Laws.

By Mr. Adcock:

H. 117. To amend Sections 2948 and 2973 of the Code of Alabama, 1923.

Pensions.

By Mr. Harwood:

H. 118. To amend Section 3046 of the Code.

Judiciary.

By Mr. Rivers (With Notice and Proof):

H. 119. To provide for the election of County Superintendent of Winston County, to fix his term of office, prescribe his salary and manner of payment, to define his qualifications, to define and prescribe his duties and powers, to define and prescribe his duties and powers and to authorize the inspection of pupils by physicians at the request of the Superintendent.

Local Legislation.

Notice and Proof H. 119:

AN ACT

To provide for the election of County Superintendent of Winston County, to fix his term of office, prescribe his salary and manner of payment, to define his qualifications, to define and prescribe his duties and powers, and to authorize the inspection of pupils by physicians at the request of the Superintendent.

Section 1. Be it enacted by the Legislature of Alabama; That the County Superintendent of Education for Winston County shall be elected by the qualified electors of said county at the general election to be held in 1928, and every four years thereafter, and shall hold office for a period of four years from his election and qualification or until his successor shall be elected and qualified.

Section 2. That no person shall be qualified for election or nomination to the office of County Superintendent of Education, unless he or she be at least a graduate of some accredited High School of the State of Alabama.

Section 3. That the salary of the County Superintendent of Education for Winston County shall be \$1800.00 per annum, and shall be payable monthly as now prescribed by the general laws of the State of Alabama.

Section 4. That the County Superintendent of Winston County shall be charged with the same duties and shall exercise the same powers now prescribed by the general laws of Alabama for Superintendent of Education.

Section 5. That if a vacancy shall occur in the office of the County Superintendent, the Board of Education of said County shall fill said vacancy by the election of a qualified elector to said office, who shall hold said office until his successor shall be elected and qualified, which election shall be at the next general election thereafter, at which the Superintendent of Education is due to be elected.

Section 6. That it shall be the duty of said Superintendent of Education to visit each school in the county at least one time during the school term; that he shall be authorized and it shall be his duty to have a physician visit each school in the county each year and examine each child for defective eyes, tonsils, adenoids, and such other defects as hinder said child in school and shall be authorized to pay said physician out of funds now used to pay assistant superintendents in this office, which amount to be paid shall not exceed \$1,800 per annum.

Section 7. Be it further enacted that the duties and powers of said county superintendent as prescribed by the general laws of Alabama with reference to the conduct of schools shall apply to the County Superintendent of Education of Winston County; that before he enters upon the duties of his office, he must take the oath prescribed for other county officers, and must execute an official bond with some approved insurance company as the surety thereon, in an amount to be fixed by the State Superintendent of Education, which bond shall be conditioned as now provided for such superintendents.

Section 8. Be it further enacted that all laws and parts of laws, local, special or general in conflict herewith are hereby repealed.

THE STATE OF ALABAMA, WINSTON COUNTY.

Before me, J. A. Posey, Notary Public in and for said County and State personally appeared E. P. Lakeman, who deposes and says that he is Editor of the Haleyville-Advertiser Journal, a weekly newspaper published in Haleyville, Alabama, and that a local bill providing for the election of a County Superintendent of Education for Winston County, Alabama, was published in said paper on Dec. 30, 1926 (to be run four consecutive weeks).

E. P. Lakeman,
Affiant.

Sworn to and subscribed before me this the 31st day of Dec. 1926.

J. A. Posey,
Notary Public.

By Mr. Tunstall:

H. 120. To further regulate primary and general elections of Associate Justices of the Supreme Court; Justices of the Court of Appeals; Judges of the Circuit Courts and Associate Members of the Public Service Commission.

Judiciary.

By Mr. Monk:

H. 121. To amend Section 9 of Article 12 of an Act approved September 26, 1919, to provide a complete educational system for the State of Alabama.

Education.

By Mr. Monk:

H. 122. To further provide for and regulate the payment of pensions to Confederate Soldiers and Sailors and their widows and to make necessary appropriations therefor.

Pensions.

By Mr. Bartlett:

H. 123. To make an appropriation for the purchase of that plat of public land in Cherokee and DeKalb Counties, Alabama,

known as May's Gulf, to define its uses and the Commission under which it shall be operated.

Appropriations.

By Mr. Sanderson:

H. 124. To amend Sections 7167, 7168, 7171, and 7172 of Article 23, of the Code of Alabama of 1923.

Eleemosynary Institutions.

By Mr. Ward of Tuscaloosa:

H. 125. To amend Section 8274 of the Code of Alabama of 1923, relating to married women over eighteen years of age being relieved of disabilities of minority.

Revision of Laws.

By Mr. Byars:

H. 126. To authorize the Board of Education of any county, in order to acquire, construct or repair any public school building in any school district of such county or for paying for a public school building or buildings already built in any such district, or to raise money for any such purpose, to issues interest bearing school warrants.

Judiciary.

By Mr. Rogers of Mobile:

H. 127. To amend Section 2603 of the Code of Alabama of 1923.

Judiciary.

REPORT OF THE RULES COMMITTEE

Mr. Tunstall, Vice-Chairman of the Standing Committee on Rules made the following report:

By Rules Committee:

H. R. 7. Be it Resolved by the House, that the Speaker of the House is hereby given authority and power to appoint one additional page for the House of Representatives, for the Session of 1927.

And the resolution was adopted.

By Rules Committee:

H. R. 8. Be it resolved by the House of Representatives that commencing on the next Legislative Day, the Clerk of the House shall have printed what is commonly called "first readings", and have same distributed to the members of the House daily. Said "first reading" calendar to contain those bills that have already been introduced and each day as bills are introduced said "first readings" shall be added thereto.

And the resolution was adopted.

BILLS ON SECOND READING.

Mr. Lee, Chairman of the Standing Committee on Banks and Banking, reported that said Committee in session had acted on

the following bill and ordered same returned to the House with a favorable report:

S. 34. To amend Section 6277 of the Code of Alabama of 1923.

Mr. Johnson, Chairman of the Standing Committee on Insurance and Insurance Companies, reported that said Committee in session had acted on the following bill and ordered same returned to the House with a favorable report:

(With Amendment):

H. 67. To define who are agents of insurance companies; to provide for the licensing, supervision and regulation of such insurance agents; and to provide penalties for violation of laws and regulations governing insurance agents.

Mr. Hawkins, Chairman of the Standing Committee on Municipal Organization, reported that said Committee in session had acted on the following bill and ordered same returned to the House with a favorable report:

H. 73. To alter or re-arrange the boundary lines of the City of Decatur, Alabama, so as to include within the corporate limits of said city, the territory now included within the cities or towns of Albany, Alabama, and Fairview, Alabama, and other territory, and so as to exclude from the City of Decatur, Alabama, certain territory now included within the corporate limits of said City of Decatur, Alabama.

Mr. Tunstall, Vice-Chairman of the Standing Committee on Rules, reported that said Committee in session had acted on the following bills and ordered same returned to the House with a favorable report:

H. 94. To amend Section 317 of the Code of Alabama.

H. 95. To fix the per diem or compensation of members of all recess committees appointed by Joint Resolution of the Two Houses of the Legislature.

H. 96. To make an appropriation of Two Hundred and Fifty Thousand (\$250,000.00) Dollars, or so much thereof as may be necessary, out of any funds in the State Treasury not otherwise appropriated, to defray the expenses of the present Session of the Legislature.

The above and foregoing Bills were severally read a second time and placed on the Calendar.

BILLS ON SECOND READING.

Mr. Sanders, (Concuh) Chairman of the Standing Committee on Public Buildings and Institutions, reported that said Com-

mittee in session had acted on the following bill and ordered same returned to the House with a favorable report:

By Mr. Rogers (Mobile) :

H. 85. To amend an Act "To authorize the Court of County Commissioners, the Board of Revenue and Road Commissioners, or like body, in each County in the State to provide telephones for the offices of clerks and registers of the circuit court, the office of the sheriff, the office of the jailer, and the judge of probate of their respective counties," approved September 25, 1919.

The above and foregoing Bill was severally read a second time and placed on the Calendar.

RECOMMITTAL OF BILL

On motion of Mr. Lee the bill:

H. 38. To amend Section 4160 of the Code of Alabama (1923) was recommitted to the Standing Committee on Judiciary.

BILLS ON THIRD READING

H. 55. To submit to the qualified voters of the State of Alabama, at the General Election to be held in November, 1928, for their consideration, an amendment to the Constitution of the State of Alabama, so as to authorize and empower the Legislature of Alabama, from time to time, by general or local laws, to fix, regulate and alter the costs, charges of courts, fees, commissions, allowances or salaries to be charged or received by any county officer of Mobile County, Alabama, including the Sheriff, Judge of Probate, Tax Assessor, Tax Collector, Clerk of the Circuit Court and Registers of the Circuit and Chancery Courts, and including the method or basis of their compensation.

Was taken up, Mr. Rogers of Mobile offered the following amendment to the bill H. 55.

AMEND HOUSE BILL 55 IN THE FOLLOWING MANNER

Amend the caption of the Bill by striking therefrom just after the words "Tax Assessor" and just before the words "Clerk of the Circuit Court" the words "Tax Collector";

Amend section one of the Bill by striking therefrom, just after the words "Tax Assessor" and just before the words "Clerk of the Circuit Court" the words "Tax Collector";

Amend section three of the Bill by striking therefrom, just after the words "Tax Assessor" and just before the words "Clerk of the Circuit Court" the words "Tax Collector".

And on motion of Mr. Grove the amendment offered by Mr. Rogers of Mobile to the Bill H. 55 was laid upon the table.

Yeas, 51; Nays, 38.

Yeas:

Messrs.:

Adcock	Golson	Molette	St. John
Ashcraft	Goodwyn	Monk	Sanders (Pike)
Beebe	Grove	Mullen	Sanderson
Brunson	Hampton	Nipper	Shepherd
Burns	Hollis	Norman	Stephens
Byars	Howell	Pegues	Stewart (Bibb)
Cannon	Hughes	Powell	Stewart (Calhoun)
Carter	Jones (Bullock)	Quillin	Tompkins
Cockrell	Jones (Cleburne)	Rankin	Vickers
Darden	Lee	Reeder	Ward (Geneva)
Deloney	Martin	Ringer	Ware
Denson	Matthews	Rivers	Weldon
Edwards	Merrill	Rogers (Elmore)	

—51

Nays:

Messrs.:

Mr. Speaker	Fite	Langdon	Rogers (Mobile)
Allen	Frey	Lawler	Shivers
Anderson	Gullatt	Lovelace	Simpson
Baldwin	Guy	McAdory	Smith
Bartlett	Harwood	Miller (Sumter)	Thompson
Bryant	Hawkins	Morrow	Tunstall
Christian	Hightower	Norman	Waddell
Cook	Jeter	Patterson	Ward (Tuscaloosa)
Desear	Johnson	Poole	Winn
Edmundson	Jordan (Washington)		

—38

And said Bill,

H. 55. A bill to be Entitled an Act to submit to the qualified voters of the State of Alabama, at the general election to be held in November, 1928, for their consideration, an amendment to the Constitution of the State of Alabama, so as to authorize and empower the legislature of Alabama, from time to time, by general or local laws, to fix, regulate and alter the costs, charges of courts, fees, commissions, allowances or salaries to be charged or received by any county officer of Mobile County, Alabama, including the sheriff, Judge of Probate, Tax Assessor, Tax Collector, Clerk of the Circuit Court and Registers of the Circuit and Chancery Courts, and including the method or basis of their compensation.

Be it Enacted by the Legislature of Alabama:

Section One. That the following amendment to the Constitution of Alabama is hereby proposed to be submitted to the qualified voters of Alabama for their consideration, as hereinafter set forth, viz: "The Legislature of Alabama may hereafter, from time to time, by general or local laws, fix, regulate and al-

ter the costs, charges of courts, fees, commissions, allowances or salaries to be charged or received by any County Officer of Mobile County, Alabama, including the sheriff, Judge of Probate, Tax Assessor, Tax Collector, Clerk of the Circuit Court and Registers of the Circuit and Chancery Courts, and including the method and basis of their compensation."

Section Two. That it shall be the duty of the Governor of Alabama to give notice by proclamation to be published in one newspaper in each County in the State of Alabama at least eight successive weeks next preceding the general election in November, 1928, of the election on the amendment proposed by this Act to be submitted to the qualified voters of the State of Alabama for their consideration together with the proposed amendments.

Section Three. That at the general election in November, 1928, an election shall be held for the vote of the qualified electors of the State of Alabama upon the proposed amendment. Upon the ballots used at such election shall be printed the following, viz: *Amendment to constitution, authorizing the legislature of Alabama, by general or local laws, from time to time, to fix, regulate and alter the costs, charges of courts, fees, commissions, allowances or salaries to be charged or received by any county officer of Mobile County, Alabama, including the Sheriff, Judge of Probate, Tax Assessor, Tax Collector, Clerk of the Circuit Court and Registers of the Circuit and Chancery Courts, and including the method and basis of their compensation.* Following the proposed amendment on the ballot shall be printed the word "Yes" and immediately under that shall be printed the word "No." The choice of the elector shall be indicated by a cross-mark by him or her opposite the word expressing his or her desire.

Section Four. The officers of such general election shall open a poll for the vote of the qualified electors upon the proposed amendment. The election shall be held in all things in accordance with the law governing general elections. In the election upon the proposed amendment the votes cast thereat shall be canvassed, tabulated and the returns thereof be made to the Secretary of State and counted in the same manner as in elections for Representatives to the Legislature of Alabama, and if it shall thereupon appear that a majority of the qualified electors who voted upon the proposed amendment voted in favor of the same, such amendment shall be valid to all intents and purposes as a part of the Constitution of Alabama. The result of such election shall be made known by the proclamation of the Governor of Alabama.

Was read a third time at length and passed; Yeas, 98; Nays, 0.

Yeas:

Messrs.:

Mr. Speaker	Frey	McAdory	St. John
Adcock	Golson	Martin	Sanders (Conceh)
Allen	Goodwyn	Matthews	Sanders (Pike)
Anderson	Grove	Merrill	Sanderson
Ashcraft	Gullatt	Miller (Sumter)	Shepherd
Baldwin	Guy	Molette	Shivers
Bartlett	Hampton	Monk	Simpson
Beebe	Harwood	Morrow	Smith
Brunson	Hawkins	Mullen	Starnes
Bryant	Hightower	Nipper	Stephens
Burleson	Hollis	Norman	Stewart (Bibb)
Burns	Howell	Owens	Stewart (Calhoun)
Byars	Hubbard	Parish	Thompson
Cannon	Hughes	Patterson	Tompkins
Carter	Jeter	Pegues	Tunstall
Christian	Johnson	Poole	Vickers
Cockrell	Jones (Bullock)	Powell	Waddell
Cook	Jones (Cleburne)	Quillin	Wallace
Darden	Jordan (Etowah)	Rankin	Ward (Geneva)
Deloney	Jordan (Washington)	Reeder	Ward (Tuscaloosa)
Denson	Langdon	Ringer	Ware
Desear	Lawler	Rivers	Webb
Edmundson	Lee	Rogers (Elmore)	Weldon
Edwards	Lovelace	Rogers (Mobile)	Winn
Fite	Luck		

—98

Which was a three-fifths vote of the entire number elected to the House.

On motion of Mr. Grove the Bill H. 55 was ordered sent forthwith to the Senate without Engrossment.

H. 9. To appropriate Five Thousand (\$5,000.00) Dollars, or so much thereof as may be necessary, to be paid out of the State Treasury to the State Department of Education to purchase the undisposed of copies of Mayfield's Scrap-Book on Constitutional Government, the books so purchased to be distributed, one copy each, to colleges, city and rural school libraries by the Department of Education.

Mr. Fite offered the following amendment to the Bill, H. 9.

Amend H. B. No. 9 by adding in the title after the word "libraries" and before the word "by" the words "and one copy to each member of the present Legislature of Alabama" and also by adding after the word "each" in the tenth line of Section 1 of said bill and before the word "to" the following words "to each member of the present Legislature of Alabama and"

And the amendment was adopted. Yeas, 71; Nays, 10.

Yeas:

Messrs.:

Adcock	Bartlett	Bryant	Cannon
Allen	Beebe	Burns	Carter
Anderson	Brunson	Byars	Christian

Cook	Hughes	Nipper	Shepherd
Darden	Jeter	Norman	Shivers
Denson	Johnson	Owens	Simpson
Edmundson	Jones (Bullock)	Parish	Smith
Edwards	Jordan (Etowah)	Poole	Starnes
Fite	Langdon	Quillin	Stephens
Frey	Lovelace	Reeder	Stewart (Calhoun)
Goodwyn	Luck	Ringer	Tunstall
Grove	McAdory	Rivers	Vickers
Gullatt	Martin	Rogers (Elmore)	Waddell
Hampton	Matthews	Rogers (Mobile)	Ward (Geneva)
Harwood	Merrill	St. John	Ward (Tuscaloosa)
Hollis	Miller (Sumter)	Sanders (Conecuh)	Ware
Howell	Molette	Sanders (Pike)	Winn
Hubbard	Mullen	Sanderson	

—71

Nays:

Messrs.:

Cockrell	Jones (Cleburne)	Rankin	Thompson
Golson	Jordan (Washington)	Stewart (Bibb)	Tompkins
Hightower	Pegues		

—10

And the Bill

H. 9. To appropriate Five Thousand (\$5,000.00) Dollars, or so much thereof as may be necessary, to be paid out of the State Treasury to the State Department of Education to purchase the undisposed of copies of Mayfield's Scrap-Book on Constitutional Government, the books so purchased to be distributed, one copy each, to colleges, city and rural schools libraries by the Department of Education.

As amended was read a third time at length and passed; Yeas, 52; Nays, 34.

Yeas:

Messrs.:

Allen	Hawkins	Merrill	Sanders (Conecuh)
Beebe	Hightower	Miller (Sumter)	Sanders (Pike)
Carter	Howell	Monk	Sanderson
Cook	Hubbard	Morrow	Shepherd
Darden	Jeter	Moxley	Shivers
Denson	Jones (Bullock)	Nipper	Simpson
Edmundson	Jordan (Etowah)	Norman	Smith
Edwards	Jordan (Washington)	Patterson	Stewart (Calhoun)
Fite	Langdon	Poole	Tunstall
Frey	Lovelace	Powell	Vickers
Goodwyn	Luck	Ringer	Waddell
Grove	McAdory	Rogers (Mobile)	Ward (Tuscaloosa)
Harwood	Martin	St. John	Winn

—52

Nays:

Messrs.:

Adcock	Bartlett	Burns	Christian
Anderson	Brunson	Byars	Cockrell
Ashcraft	Bryant	Cannon	Desear

Golson	Matthews	Powell	Stephens
Hollis	Molette	Quillin	Stewart (Bibb)
Hughes	Mullen	Rankin	Thompson
Johnson	Owens	Reeder	Ward (Geneva)
Jones (Cleburne)	Parish	Rivers	Weldon
Lee	Pegues	Rogers (Elmore)	

—34

H. 20. (with substitute) : To amend Sections 855 and 872 of the Code of Alabama, and to repeal Section 871 of said Code, and to repeal all laws and parts of laws in conflict with the provisions of this Act.

Was taken up. The question was upon the adoption of the substitute reported by the Standing Committee on Revision of Laws. Said substitute being as follows:

A Bill to be Entitled "An Act to Amend Section 855 of the Code of Alabama," as amended by Section 3 of an Act approved Sept. 29, 1923.

Be it Enacted by the Legislature of Alabama:

That Section 855 of the Code of Alabama as amended by Section 3 of an Act approved Sept. 29, 1923 be and the same is hereby amended so as to read as follows: "855. (637, 638) (2030). May appoint assistants and stenographers to the Attorney General. The Attorney General may appoint five special assistants and three stenographers, and may remove them at his pleasure. The salary of the first special assistant attorney-general shall be five thousand dollars per annum, and that of the second assistant attorney general shall be four thousand dollars per annum, and that of the third and fourth special assistant attorneys general shall be thirty-six hundred dollars per annum, and that of the fifth special assistant attorney general shall be three thousand dollars per annum, payable in equal monthly installments. The salary of two of the stenographers shall be fifteen hundred dollars per annum, and of one stenographer shall be thirteen hundred and twenty dollars per annum. All assistants shall reside at Montgomery, and shall maintain offices at the Capitol."

And the substitute was adopted; Yeas, 74; Nays, 3.

Yeas:

Messrs.:

Mr. Speaker	Carter	Goode	Jeter
Adcock	Christian	Goodwyn	Johnson
Allen	Darden	Grove	Jones (Cleburne)
Anderson	Denson	Gullatt	Jordan (Etowah)
Baldwin	Desear	Guy	Jordan (Washington)
Bartlett	Edmundson	Hampton	Langdon
Beebe	Edwards	Harwood	Lee
Brunson	Fite	Hawkins	Lovlace
Bryant	Frey	Hightower	Luck
Byars	Golson	Hughes	McAdory

Matthews	Owens	Rogers (Elmore)	Stewart (Calhoun)
Merrill	Parish	Rogers (Mobile)	Thompson
Miller (Sumter)	Patterson	St. John	Tompkins
Monk	Pegues	Sanders (Pike)	Tunstall
Morrow	Poole	Shepherd	Vickers
Moxley	Powell	Smith	Waddell
Mullen	Quillin	Starnes	Ward (Tuscaloosa)
Nipper	Ringer	Stephens	Weldon
Norman	Rivers		

—74

Nays:

Messrs.:

Cannon

Hollis

Stewart (Bibb)

—3

And said Bill:

H. 20. (with substitute): To amend Sections 855 and 872 of the Code of Alabama, and to repeal Section 871 of said Code, and to repeal all laws and parts of laws in conflict with the provisions of this Act.

As amended by the substitute reported by the Standing Committee on Revision of Laws.

Was read a third time at length and passed; Yeas, 73; Nays, 12.

Yeas:

Messrs.:

Mr. Speaker

Adcock

Allen

Anderson

Baldwin

Bartlett

Beebe

Brunson

Bryant

Burns

Byars

Carter

Christian

Cockrell

Darden

Denson

Desear

Edmundson

Edwards

Frey

Goodwyn

Grove

Gullatt

Guy

Harwood

Hawkins

Hightower

Hughes

Jeter

Johnson

Jones (Cleburne)

Jordan (Etowah)

Langdon

Lee

Luck

McAdory

Martin

Matthews

Merrill

Miller (Sumter)

Molette

Monk

Morrow

Moxley

Mullen

Nipper

Norman

Owens

Patterson

Powell

Quillin

Ringer

Rivers

Rogers (Elmore)

Rogers (Mobile)

St. John

Sanders (Pike)

Sanderson

Shepherd

Shivers

Simpson

Smith

Starnes

Stewart (Calhoun)

Thompson

Tompkins

Tunstall

Vickers

Waddell

Ward (Geneva)

Ward (Tuscaloosa)

Ware

Winn

—73

Nays:

Messrs.:

Ashcraft

Cannon

Deloney

Fite

Hampton

Hollis

Lawler

Pegues

Rankin

Reeder

Stephens

Stewart (Bibb)

—12

And on motion of Mr. Frey the Bill, H. 20, was ordered sent forthwith to the Senate without Engrossment.

MESSAGE FROM THE SENATE.

Mr. Speaker:

The Senate has amended as therein shown, and, as amended has passed the following House bill:

H. 3. To create the office of Alabama Highway Director in Alabama, to provide for his appointment, to fix his salary, to define his term of office, and prescribe his powers and duties.

And returns same herewith to the House.

J. E. Speight,
Secretary.

SENATE MESSAGE

On motion of Mr. Goodwyn the House concurred in and adopted the Senate amendment to the Bill, H. 3. Said Senate amendment being as follows:

Substitute for H. 3:

A Bill to be entitled an Act to create the office of Alabama Highway Director in Alabama, to provide for his appointment, to fix his salary, to define his term of office, and to prescribe his powers and duties.

Be it Enacted by the Legislature of Alabama:

Section I: The office of Alabama Highway Director in Alabama is hereby created, the said Alabama Highway Director will be the President of the State Highway Commission and the State Highway Engineer of said Department in one person.

Section II: The Alabama Highway Director in Alabama shall be appointed by the Governor and shall hold office for six years from the date of his appointment and until his successor is appointed and qualified.

Section III. The salary of the Alabama Highway Director in Alabama shall be fixed at a sum to be prescribed by the Governor, but not to exceed the salaries now paid the President of the State Highway Commission and the State Highway Engineer.

Section IV. The powers and duties of the Alabama Highway Director in Alabama shall be all and singular the powers and duties now prescribed by law to be performed by the President of the State Highway Commission and by the State Highway Engineer.

Section V. That all laws and parts of laws in conflict with any of the provisions of this act be and are hereby repealed.

Section VI. That this act shall go into effect and become operative immediately upon its passage and approval.

Yeas, 84; Nays, 1.

Yeas:

Messrs.:

Adcock	Fite	Martin	St. John
Allen	Frey	Matthews	Sanders (Conecuh)
Anderson	Golson	Merrill	Sanders (Pike)
Ashcraft	Goodwyn	Miller (Sumter)	Sanderson
Baldwin	Grove	Monk	Shepherd
Bartlett	Gullatt	Morrow	Shivers
Beebe	Guy	Mullen	Simpson
Brunson	Harwood	Nipper	Smith
Bryant	Hightower	Owens	Starnes
Burleson	Howell	Parish	Stephens
Burns	Hubbard	Patterson	Stewart (Bibb)
Byars	Jeter	Pegues	Stewart (Calhoun)
Carter	Johnson	Poole	Thompson
Christian	Jones (Bullock)	Powell	Tompkins
Cockrell	Jones (Cleburne)	Quillin	Tunstall
Cook	Jordan (Etowah)	Rankin	Vickers
Darden	Jordan (Washington)	Reeder	Ward (Geneva)
Denson	Langdon	Ringer	Ward (Tuscaloosa)
Desear	Lovelace	Rivers	Ware
Edmundson	Luck	Rogers (Elmore)	Weldon
Edwards	McAdory	Rogers (Mobile)	Winn

—84

Nays:—Mr. Cannon.—1.

MESSAGE FROM THE SENATE.

Mr. Speaker:

The Senate has amended as therein shown, and, as amended, has passed the following House bill:

H. 2. To impose an excise tax, in addition to that already imposed by the Act approved February 10, 1923; on persons, corporations, co-partnerships, companies, agencies or associations engaged in the business of selling, distributing, storing or withdrawing from storage for any purpose whatsoever gasoline or other liquid motor fuels or devices or substitutes therefor in this State; and providing for the collection and payment of such tax and distribution of the funds derived therefrom, and providing for its enforcement and fixing a penalty for the violation of any of the provisions hereof.

J. E. Speight.
Secretary.

SENATE MESSAGE

On motion of Mr. Tunstall the House concurred in and adopted the Senate amendment to the Bill, H. 2. Said Senate amendment being as follows:

Amend H. 2 as follows:

That Section 10 of H. 2 be amended so as to read as follows:

"Section 10. The proceeds of the excise tax levied by this act shall, when collected, be paid into the State Treasury, to the cred-

it of the Public Road and Bridge Fund. All funds so raised shall be primarily charged with the payment of the interest upon such additional highway and bridge bonds, when the same shall have been authorized and sold, and to provide a sinking fund, which shall be sufficient to retire such bonds within a period of thirty-one years. Any of said fund not used and expended for said primary obligations may be used by the State Highway Commission, with the approval of the Governor, in constructing public roads and bridges within the State, as now or hereafter provided by law, and in maintaining the public roads and bridges which have been or may hereafter be constructed by the State Highway Commission, in equipping and preparing convicts for use upon the public roads and bridges of the State, for the maintenance of such convicts while so at work upon such roads and bridges, for compensating the State for the use of such convicts, and for such other use upon the public roads and bridges of the State as may be authorized by the State Highway Commission, with the approval of the Governor. PROVIDED, HOWEVER, that no part of said fund shall be expended except in accordance with the law as it now exists or may hereafter be enacted."

Yeas, 76; Nays, 6.

Yeas:

Messrs.:

Mr. Speaker	Edmundson	McAdory	St. John
Adcock	Edwards	Matthews	Sanderson
Allen	Fite	Merrill	Shepherd
Anderson	Frey	Miller (Sumter)	Shivers
Ashcraft	Golson	Molette	Simpson
Baldwin	Gullatt	Monk	Smith
Bartlett	Harwood	Mullen	Starnes
Beebe	Hightower	Nipper	Stephens
Brunson	Hollis	Norman	Stewart (Bibb)
Bryant	Hughes	Owens	Stewart (Calhoun)
Burns	Jeter	Patterson	Thompson
Byars	Johnson	Pegues	Tompkins
Carter	Jones (Bullock)	Poole	Tunstall
Cockrell	Jones (Clebume)	Powell	Waddell
Cook	Jordan (Etowah)	Rankin	Ward (Geneva)
Darden	Jordan (Washington)	Ringer	Ward (Tuscaloosa)
Deloney	Langdon	Rivers	Ware
Denson	Lee	Rogers (Elmore)	Weldon
Desear	Luck	Rogers (Mobile)	Winn

—76

Nays:

Messrs.:

Cannon	Grove	Sanders (Conecuh)	Sanders (Pike)
Goodwyn	Moxley		

—6

SPECIAL ORDER

On motion of Mr. Goodwyn the Bill, H. 60 was made a special paramount, continuing order for this afternoon at 2:30.

RECESS

On motion of Mr. Fite the House recessed until 2:30 this afternoon.

AFTERNOON SESSION.

The hour of 2:30 P. M. having arrived the House Reconvened.

RESOLUTIONS.

The following resolution was introduced.

By Mr. Fite:

H. J. R. 9. Resolved by the House, the Senate concurring, that when we adjourn today, we adjourn to reconvene on Tuesday Jany. 25th, 1927, at 2 o'clock P. M.

On motion of Mr. Fite the Rules were suspended and the H. J. R. 9 was concurred in and adopted.

SPECIAL ORDER

The House proceeded to the consideration of the special order which was the Bill

H. 60. To provide for the expenses incurred by members of the Legislature of Alabama while in attendance upon sessions of the Legislature.

Mr. Goodwyn offered the following amendment to the bill H. 60.

Amend bill H. 60 by striking out the words "Five dollars" where they occur in the bill and inserting in lieu thereof the words "Four dollars."

And the amendment was adopted; Yeas, 83, Nays, 2.

Yeas:

Messrs.:

Mr. Speaker	Cockrell	Guy	Lovelace
Adcock	Cook	Harwood	Luck
Allen	Darden	Hightower	McAdory
Anderson	Denson	Hollis	Martin
Ashcraft	Desear	Howell	Matthews
Baldwin	Edmundson	Hubbard	Merrill
Bartlett	Edwards	Hughes	Miller (Sumter)
Beebe	Fite	Jeter	Monk
Brunson	Frey	Johnson	Morrow
Bryant	Golson	Jones (Bullock)	Mullen
Burns	Goode	Jones (Cleburne)	Nipper
Byars	Goodwyn	Jordan (Etowah)	Norman
Cannon	Graves	Jordan (Washington)	Owens
Carter	Grove	Langdon	Parish
Christian	Gullatt	Lawler	Patterson

Pegues	St. John	Smith	Vickers
Poole	Sanders (Conecuh)	Starnes	Ward (Geneva)
Quillin	Sanders (Pike)	Stephens	Ware
Ringer	Sanderson	Stewart (Calhoun)	Weldon
Rivers	Shepherd	Thompson	Winn
Rogers (Mobile)	Simpson	Tompkins	

—83

Nays:—Messrs. Reeder, Waddell.—2.

And the bill,

H. 60. To provide for the expenses incurred by members of the Legislature of Alabama while in attendance upon sessions of the Legislature.

As amended by the amendment offered by Mr. Goodwyn, was read a third time at length and passed. Yeas, 69; Nays, 23.

Yeas:

Messrs.:

Mr. Speaker	Goodwyn	McAdory	Rogers (Elmore)
Adcock	Gullatt	Martin	St. John
Allen	Guy	Matthews	Sanders (Conecuh)
Anderson	Harwood	Merrill	Sanders (Pike)
Ashcraft	Howell	Miller (Sumter)	Shepherd
Baldwin	Hughes	Monk	Simpson
Bartlett	Jeter	Morrow	Smith
Beebe	Johnson	Mullen	Starnes
Brunson	Jones (Bullock)	Nipper	Stephens
Bryant	Jones (Cleburne)	Norman	Stewart (Calhoun)
Burns	Jordan (Etowah)	Owens	Thompson
Carter	Jordan (Washington)	Parish	Tunstall
Cook	Langdon	Patterson	Vickers
Darden	Lawler	Poole	Ward (Geneva)
Denson	Lee	Powell	Ward (Tuscaloosa)
Desear	Lovelace	Ringer	Weldon
Edwards	Luck	Rivers	Winn
Frey			

—69

Nays:

Messrs.:

Byars	Graves	Moxley	Sanderson
Cannon	Grove	Pegues	Stewart (Bibb)
Christian	Hampton	Quillin	Tompkins
Cockrell	Hightower	Rankin	Waddell
Deloney	Hollis	Reeder	Ware
Fite	Hubbard	Rogers (Mobile)	

—23

On motion of Mr. Goodwyn the bill H. 60 was ordered sent forthwith to the Senate without engrossment.

BILLS ON THIRD READING

H. 11. To divide the State into judicial circuits for the circuit court, to be numbered and composed of the counties named.

Was taken up. Mr. Pegues moved to indefinitely postpone the bill H. 11, which said motion was lost. Yeas, 35; Nays, 52.

*Yeas:**Messrs.:*

Adcock	Cook	Jones (Clebune)	Rankin
Anderson	Deloney	Lovelace	Reeder
Ashcraft	Desear	Matthews	Rogers (Elmore)
Bartlett	Edwards	Miller (Sumter)	Sanders (Pike)
Bryant	Fite	Moxley	Stewart (Bibb)
Byars	Hightower	Mullen	Thompson
Cannon	Hollis	Nipper	Ware
Christian	Hughes	Pegues	Weldon
Cockrell	Johnson	Quillin	

—35

*Nays:**Messrs.:*

Allen	Grove	McAdory	Sanderson
Baldwin	Gullatt	Martin	Shepherd
Beebe	Guy	Merrill	Smith
Brunson	Hampton	Monk	Starnes
Carter	Harwood	Morrow	Stephens
Darden	Hawkins	Owens	Stewart (Calhoun)
Denson	Howell	Parish	Tompkins
Edmundson	Hubbard	Poole	Tunstall
Frey	Jeter	Powell	Vickers
Golson	Jordan (Etowah)	Ringer	Waddell
Goode	Jordan ¹ (Washington)	Rivers	Ward (Geneva)
Goodwyn	Lawler	Rogers (Mobile)	Ward (Tuscaloosa)
Graves	Lee	St. John	Winn

—52

And the bill,

H. 11. To divide the State into judicial circuits for the circuit court, to be numbered and composed of the counties named.

Was read a third time at length and passed; Yeas, 49; Nays, 34.

*Yeas:**Messrs.:*

Allen	Gullatt	McAdory	St. John
Baldwin	Guy	Martin	Sanderson
Bartlett	Hampton	Merrill	Shepherd
Beebe	Harwood	Miller (Sumter)	Starnes
Brunson	Hawkins	Monk	Stephens
Carter	Howell	Morrow	Stewart (Calhoun)
Darden	Hubbard	Nipper	Tompkins
Denson	Jeter	Owens	Vickers
Edmundson	Jones (Clebune)	Parish	Waddell
Frey	Jordan (Etowah)	Poole	Ward (Geneva)
Golson	Lawler	Ringer	Ward (Tuscaloosa)
Goodwyn	Lee	Rogers (Mobile)	Winn
Grove			

—49

*Nays:**Messrs.:*

Adcock	Byars	Cook	Fite
Anderson	Cannon	Deloney	Graves
Ashcraft	Christian	Desear	Hightower
Bryant	Cockrell	Edwards	Hollis

Hughes	Moxley	Reeder	Stewart (Bibb)
Johnson	Mullen	Rivers	Thompson
Jordan* (Washington)	Pegues	Rogers (Elmore)	Ware
Loveland	Quillin	Sanders (Pike)	Weldon
Matthews	Rankin		

—34

And on motion of Mr. Baldwin the bill H. 11 was ordered sent forthwith to the Senate without engrossment.

H. 46. To regulate the sessions of the circuit court in all counties in this State having more than 200,000 population according to the last or any succeeding Federal Census.

Was taken up. On motion of Mr. Frey the bill H. 46 was indefinitely postponed.

H. 53. To provide for the appointment of a stenographer by each solicitor of each judicial circuit in the State, composed of one county with three circuit judges, to fix the term of office of said stenographer, to prescribe the duties of said stenographer, and to fix the compensation of said stenographer.

Was taken up. Mr. Vickers offered the following amendment to the bill H. 53.

Amend H. 53 by inserting at the end of Section one thereof, the following:

Provided further that it shall be the duty of said stenographer to report all the proceedings of the Grand Juries of such circuits. and the amendment was adopted. Yeas, 76; Nays, 0.

Yeas:

Messrs:

Mr. Speaker	Edmundson	Johnson	Poole
Adcock	Edwards	Langdon	Powell
Allen	Fite	Lawler	Quillin
Anderson	Frey	Lee	Rankin
Ashcraft	Golson	Loveland	Reeder
Baldwin	Goode	Luck	Ringer
Bartlett	Goodwyn	McAdory	Rivers
Beebe	Graves	Martin	Rogers (Mobile)
Brunson	Grove	Matthews	St. John
Bryant	Gullatt	Merrill	Sanders (Pike)
Burns	Guy	Monk	Shivers
Byars	Hampton	Morrow	Smith
Cannon	Harwood	Moxley	Tompkins
Carter	Hawkins	Mullen	Tunstall
Christian	Hightower	Nipper	Vickers
Cockrell	Hollis	Norman	Waddell
Cook	Hubbard	Owens	Ware
Darden	Hughes	Parish	Webb
Denson	Jeter	Pegues	Winn

—76

And the bill,

H. 53. To provide for the appointment of a stenographer by each solicitor of each judicial circuit in the State, composed of one

county with three circuit judges, to fix the term of office of said stenographer, to prescribe the duties of said stenographer, and to fix the compensation of said stenographer.

As amended by the amendment offered by Mr. Vickers, was read a third time at length and passed. Yeas, 74; Nays, 0.

Yeas:

Messrs:

Mr. Speaker	Edmundson	Lovelace	Rogers (Mobile)
Adcock	Edwards	Luck	St. John
Allen	Fite	McAdory	Sanders (Pike)
Anderson	Frey	Martin	Shepherd
Ashcraft	Golson	Matthews	Shivers
Baldwin	Goode	Merrill	Simpson
Bartlett	Goodwyn	Monk	Smith
Beebe	Graves	Morrow	Stephens
Brunson	Grove	Moxley	Stewart (Calhoun)
Bryant	Gullatt	Mullen	Tunstall
Burns	Guy	Nipper	Vickers
Byars	Hollis	Norman	Waddell
Cannon	Howell	Parish	Ward (Geneva)
Carter	Hughes	Poole	Ward (Tuscaloosa)
Christian	Jeter	Rankin	Ware
Cockrell	Johnson	Reeder	Webb
Cook	Langdon	Ringer	Weldon
Darden	Lawler	Rivers	Winn
Denson	Lee		

—74

On motion of Mr. Vickers the bill, H. 53 was ordered sent forthwith to the Senate without engrossment.

H. 4. To amend Section 906 of the Code of Alabama of 1923. Was read a third time at length and passed; Yeas, 68; Nays,

11.

Yeas:

Messrs:

Mr. Speaker	Fite	Luck	Rogers (Mobile)
Adcock	Frey	McAdory	St. John
Allen	Goodwyn	Martin	Sanders (Conecuh)
Anderson	Graves	Matthews	Sanders (Pike)
Bartlett	Grove	Merrill	Shepherd
Beebe	Gullatt	Miller (Sumter)	Shivers
Brunson	Guy	Monk	Smith
Bryant	Hawkins	Morrow	Starnes
Burns	Hightower	Moxley	Stewart (Calhoun)
Carter	Howell	Mullen	Thompson
Cockrell	Hubbard	Norman	Tompkins
Cook	Jeter	Parish	Tunstall
Darden	Johnson	Powell	Vickers
Denson	Jordan (Etowah)	Quillin	Ward (Geneva)
Desear	Jordan (Washington)	Reeder	Ward (Tuscaloosa)
Edmundson	Langdon	Rivers	Ware
Edwards	Lovelace	Rogers (Elmore)	Winn

—68

Nays:

Messrs:

Cannon

Deloney

Golson

Hollis

Jones (Cleburne)

Nipper

Pegues

Rankin

Ringer

Stephens

Stewart (Bibb)

—11

PAIR ANNOUNCED

The following pair was announced:

Yeas, Simpson; Nays, Hughes.

On motion of Mr. Merrill the bill, H. 4 was ordered sent forth-with to the Senate without engrossment.

MESSAGE FROM THE SENATE.

Mr. Speaker:

The Senate has originated and passed the following Bill and sends same herewith to the House:

By Mr. Mitchell:

S. 3. To amend Section 8714 of the Civil Code of Alabama.

J. E. Speight,
Secretary.

SENATE MESSAGE

The Senate bill, the title to which, is set out in the above and foregoing Message from the Senate, was read one time and referred to an appropriate Standing Committee as follows:

Judiciary, S. 3.

MESSAGE FROM THE SENATE.

Mr. Speaker:

The Senate has originated and adopted the following Senate Joint Resolution, and sends same herewith to the House:

By Mr. Fite:

S. J. R. 24. Resolved by the Senate, the House concurring, that when the two houses adjourn to-day they adjourn to meet on to-morrow at 10 o'clock A. M. and when the two houses adjourn to-morrow they adjourn to meet again Tuesday, January 25th at two o'clock P. M.

J. E. Speight,
Secretary.

SENATE MESSAGE

The S. J. R. 24 was read and referred to the Standing Committee on Rules.

MESSAGE FROM THE SENATE.

Mr. Speaker:

The Senate has concurred in:

H. J. R. 9, relative to adjournment of the two houses until Tuesday, January 25th at 2 o'clock P. M.

And returns same herewith to the House.

J. E. Speight,
Secretary.

REPORT OF STANDING COMMITTEE ON ENROLLED BILLS

Mr. Speaker:

Your Standing Committee on Enrolled Bills reports that it has examined the following House Bills:

H. 3. To create the office of Alabama Highway Director in Alabama, to provide for his appointment, to fix his salary, to define his term of office, and to prescribe his powers and duties.

And finds same correctly Enrolled.

R. B. Harwood,
Chairman.

SIGNING OF BILLS

The Speaker of the House in the presence of the House, immediately after the title had been publicly read by the Clerk, the reading at length having been dispensed with by a two-thirds vote of a quorum present, signed the Bill, the title to which is set out in the above and foregoing report of the Standing Committee on Enrolled Bills.

MESSAGE FROM THE SENATE.

Mr. Speaker:

The Senate has originated and adopted the following Senate Joint Resolution and sends same herewith to the House.

By Mr. Brown:

S. J. R. 25. Be it resolved by the Senate, the House concurring, That a joint committee of the Senate and the House is hereby created to consist of 2 members on the part of the Senate, to be appointed by the presiding officer of the Senate, and 3 members on the part of the House, to be appointed by the Speaker of the House, whose duty it shall be to visit the Alabama School of Trades and Industry at Gadsden, Alabama, and investigate said institution as to its needs of maintenance, buildings and equipments, and to make such recommendations to the Legislature as to its financial needs for the present together with its possible requirement in the future to the end that the institution will be

placed upon a permanent, substantial and definite working basis.

That the committee shall be paid a per diem and expenses in the same manner that other legislators and committees are paid.

J. E. Speight,
Secretary.

SENATE MESSAGE

The S. J. R. 25 set out in the above and foregoing Message from the Senate was read one time and referred to the Standing Committee on Rules,

MESSAGE FROM THE SENATE.

Mr. Speaker:

The Senate has originated and adopted the following joint resolution:

By Mr. Brown:

S. J. R. 10. Be it resolved by the Senate, the House concurring:

1st: That a joint committee of the Senate and House is hereby created, to consist of two members on the part of the Senate, to be appointed by the Presiding Officer of the Senate, and three members on the part of the House, to be appointed by the Speaker of the House, who shall elect one of their number as Chairman of such Committee:

2nd: It shall be the duty of this committee to investigate the School Text Books of the State as to whether or not any law has been violated as to carrying out any contracts in supplying school books to the State by the publisher, and to make any other investigation that may be advisable in making a full report of the Text Books of the State.

3rd: This committee shall have full power and authority to call for individuals, documents, books, papers and any other information deemed necessary in making such investigation,

4th: That it shall be the duty of said committee to make such recommendations to the Legislature from its findings as they may think best, and to make report in a reasonable time.

5th. That it shall have the power to employ a secretary who, with the committee, shall be paid a per diem and expenses in the same manner that other legislators and committees are paid.

And sends same herewith to the House.

J. E. Speight,
Secretary.

SENATE MESSAGE

The S. J. R. 10 set out in the above and foregoing Message from the Senate was read one time and referred to the Standing Committee on Rules.

MESSAGE FROM THE SENATE.

Mr. Speaker:

The Senate has originated and adopted the following joint resolution:

By Mr. Fite:

S. J. R. 26. To raise a Committee to Investigate and Make a Report Upon the Girl's Industrial School of Alabama and Other Institutions of Like Kind and Character.

Be it Resolved by the Senate, the House of Representatives concurring, that a joint Committee from the Senate and the House of Representatives of the Alabama Legislature is hereby authorized to consist of two members from the Senate to be appointed by the President of the Senate, and three members from the House to be appointed by the Speaker of the House, which Committee shall sit at such time as they may deem proper either during the Legislature session or during recess of the Legislature. Second, It shall be the duty of said Committee to investigate conditions at the Girls' Industrial School, located at Birmingham, and such other institutions of like kind and character and make a report to Legislature of Alabama of their findings and conclusions and recommend to the Legislature the enactment of such statutes as they may deem necessary for the control and maintenance of these Institutions. Third, If such Committee sit during recess of the Legislature they shall receive ten dollars per day and the necessary traveling and hotel expenses incurred.

And sends same herewith to the House.

J. E. Speight,
Secretary.

SENATE MESSAGE

The S. J. R. 26, set out in the above and foregoing Message from the Senate was read one time and referred to the Standing Committee on Rules.

ADJOURNMENT

On motion of Mr. Tunstall, the House, in accordance with H. J. R. 9, adjourned until two o'clock P. M. on Tuesday Jany. 25th, 1927.

EIGHTH DAY

House of Representatives,
Tuesday, January 25th, 1927.

The House met pursuant to adjournment.

PRAYER.

The session was opened with prayer by Rev. M. F Barnes of the city.

ROLL CALL.

On a call of the roll of the House the following members answered to their names:

Messrs:			
Mr. Speaker	Goode	Luck	Rogers (Elmore)
Adcock	Goodwyn	McAdory	Rogers (Mobile)
Allen	Graves	Martin	St. John
Anderson	Grove	Matthews	Sanders (Conecuh)
Ashcraft	Gullatt	Merrill	Sanders (Pike)
Baldwin	Guy	Miller (Marengo)	Sanderson
Bartlett	Hampton	Miller (Sumter)	Shepherd
Beebe	Harwood	Molette	Shivers
Brunson	Hawkins	Monk	Simpson
Bryant	Hightower	Morrow	Smith
Burleson	Hollis	Moxley	Starnes
Burns	Howard	Mullen	Stephens
Byars	Howell	Nipper	Stewart (Bibb)
Cannon	Hubbard	Norman	Stewart (Calhoun)
Carter	Hughes	Owens	Thompson
Christian	Jeter	Parish	Tompkins
Cockrell	Johnson	Patterson	Tunstall
Cook	Jones (Bullock)	Pegues	Vickers
Darden	Jones (Cleburne)	Pitts	Waddell
Deloney	Jordan (Etowah)	Poole	Wallace
Denson	Jordan (Washington)	Powell	Ward (Geneva)
Desear	Kirkpatrick	Quillin	Ward (Tuscaloosa)
Edmundson	Langdon	Rankin	Ware
Edwards	Lawler	Reader	Webb
Fite	Lee	Ringer	Weldon
Frey	Lovelace	Rivers	Winn
Golson			

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A quorum was present.

JOURNAL.

The Chairman of the Standing Committee on Revision of the Journal made the following report:

REPORT OF STANDING COMMITTEE ON REVISION OF THE JOURNAL.

Mr. Speaker:

Your Standing Committee on Revision of the Journal begs leave to report that said committee has carefully examined the Journal of the House for the Seventh Legislative Day, and finds same correct.

R. G. Langdon,
Chairman.

The report of the committee was concurred in and adopted and the Journal for the Seventh Legislative Day was approved.

PRIVILEGES OF THE FLOOR

Were extended to Hon. Mike Sollie of Ozark and Hon. Sanford Mullins of Alexander City.

REPORT OF COMMITTEE ON ENGROSSED BILLS.

Mr. Speaker:

Your Standing Committee on Engrossed Bills begs leave to report that said committee, in session, has compared the following engrossed bill with the original bill, respectively, and find same correctly engrossed, to-wit:

By Mr. Goodwyn:

H. 9. To appropriate five thousand (\$5,000.00) dollars, or so much thereof as may be necessary, to be paid out of the State treasury to the State Department of Education to purchase the undisposed of copies of Mayfield's Scrap-Book on Constitutional Government, the books so purchased to be distributed, one copy each, to colleges, city and rural school libraries and one copy to each member of the present Legislature of Alabama, by the Department of Education.

R. C. Wallace,
Chairman.

The report of the Standing Committee on Engrossed Bills was concurred in and adopted.

RESOLUTIONS.

The following resolutions were introduced:

By Mr. Tunstall:

H. J. R. 10. Be it resolved by the House, the Senate concurring, That when the two houses adjourn today, they adjourn to meet on Thursday, January 27th, 1927.

And on motion of Mr. Tunstall the rules were suspended and the H. J. R. 10 was adopted.

By Mr. Tunstall:

H. J. R. 11. Be it resolved by the House, the Senate concurring, That the sum of one thousand dollars, or so much thereof as may be necessary, be allowed the doorkeeper of the House and the doorkeeper of the Senate to pay the expenses incurred by said doorkeepers in the furnishing of supplies and other things to the Legislature, to be paid out of the fund for the expenses of the Legislature. The State Auditor is hereby authorized and directed to draw his warrant on the State Treasury for such bills when approved for payment by the Speaker of the House or the Presiding Officer of the Senate.

And on motion of Mr. Tunstall the rules were suspended and the H. J. R. 11 was adopted.

By Mr. Monk:

H. R. 12. Resolved by the House, That the compensation of the doorkeeper of the gallery be fixed at four and 50/100 (\$4.50) per day.

And the resolution was referred to Committee on Rules.

By Mr. Allen:

H. J. R. 13. Requesting the active efforts of Senators and Representatives of Alabama in the Congress of the United States to oppose the passage of the Boulder-Canyon reclamation project, H. R. 9826.

Be it resolved by the House of Representatives of Alabama, the Senate concurring, That the Senators and Representatives of the Congress of the United States are hereby earnestly requested to use their endeavor and influence to defeat H. R. 9826 being the Boulder-Canyon reclamation project inasmuch as said House Resolution encroaches upon the dignity and constitutional rights of the State of Arizona, and seeks to use the credit of the National Government in promoting private enterprise.

Be it further resolved: That copies of this resolution be sent to the Speaker of the House of Representatives, to the President of the Senate of the Congress of the United States and to each member of the Senate and House of Representatives of this State in Congress.

And the resolution was referred to Committee on Rules.

By Mr. Fite:

H. R. 14. Be it resolved by the House as follows:

Section 1. That all bills carrying appropriations from the State Treasury, or directly or indirectly increasing the demands on the State Treasury, shall, before being placed upon the calendar for passage, be referred to the Committee on Appropriations, and favorably reported by said committee.

Section 2. If any bill carrying such appropriation or so increasing demands on said treasury shall in the discretion of the Speaker or by vote of the House, be first referred to some committee other than said Committee on Appropriations, shall, if acted upon favorably by said committee, be so reported to the House, with request that the same be re-referred to the said Committee on Appropriations for final action, and the same shall thereupon be so re-referred.

Section 3. Nothing herein contained shall be construed as abridging or qualifying the right to take from the adverse calendar any bill which may be acted upon unfavorably by said Committee on Appropriations, under the rules of the House as now existing.

And the resolution was referred to Committee on Rules.

HOUSE JOINT RESOLUTION

By Mr. Lee:

H. J. R. 15. Be it resolved by the House of Representatives, the Senate concurring, as follows:

1. A joint committee from the Senate and House of Representatives of the Legislature of Alabama is hereby created, to consist of two members from the Senate to be appointed by the presiding officer of the Senate, and three members from the House, to be appointed by the Speaker of the House, which committee shall sit during any recess of the Legislature for the consideration of the matters and subjects hereinafter referred to. The members of the committee shall be paid the same per diem and expenses and shall receive the same mileage as is provided for other recess committees by this Legislature; shall have authority to employ one clerk or stenographer, who shall have the same pay as is provided for clerks or stenographers for other recess committees of the present Legislature; shall have power and authority to summon witnesses and call for books, and papers, and to do such other acts and things as may be necessary to a complete investigation, report and recommendation upon the subjects hereinafter referred to.

2. The committee shall make a full investigation and report upon the subject of the bond laws of the State of Alabama, looking to a complete revision of all the laws of the State of Alabama relating to the issuance of bonds by the counties, the cities, towns, and other subordinate political subdivisions of the State, including such changes in the Constitution of Alabama as appear to the committee to be desirable or necessary to the formulation of an adequate and complete system of laws for the issuance and payment of bonds by the governmental units hereinbefore referred to.

3. The committee shall make to the Legislature a full and detailed report of its investigation, recommendations, findings and plans pertaining to the subject aforesaid, and prepare a code or a bill or bills embodying its recommendations to be introduced into the Legislature at as early a date as practicable. In its discretion the committee may cause its report to be printed as one of a series of legislative documents in an edition of not exceeding two thousand copies.

And the resolution was referred to the Committee on Rules.

By Mr. Goodwyn:

H. J. R. 16. That whereas Section 2918 of the Code of 1923 requires that the General and Local Acts, and the joint resolutions of the Legislature be printed and bound in book form, and whereas this would entail unnecessary expense as there were only five bills and resolutions approved by the extraordinary session which convened on Dec. 28, 1926.

Now therefore be it resolved by the House, the Senate concurring, That the Secretary of State be authorized not to have bound in book form the laws of the extraordinary session of the Legislature, which convened on Dec. 28, 1926 and order that he have same bound with the laws of the regular session of the Legislature of 1927.

And on motion of Mr. Goodwyn the rules were suspended and the H. J. R. 16 was adopted.

A RESOLUTION

By Mr. Carter:

H. J. R. 17. Whereas, it has been duly made known to the proper authorities of this State that the Secretary of War of the United States has in his possession, as trustee, certain moneys known as "Other Funds" which had been collected for their own use and benefit by certain National Guard organizations that were broken up as units for or as the result of service in the World War, and have not been reconstituted: and

Whereas, it further appears that the Secretary of War, as trustee, desires to turn over to a substitute trustee, duly authorized by this State, such portion of the said funds as equitably belongs to the National Guard of this State.

Now, therefore, be it resolved by the Legislature of the State of Alabama, That the Governor is hereby authorized to receive such funds as trustee, and to distribute them for the benefit of the National Guard of this State, in such manner as his judgment shall dictate.

And the resolution was referred to the Standing Committee on Military.

JOINT RESOLUTION FOR MEMORIALIZING THE CONGRESS OF THE UNITED STATES TO ABOLISH THE FEDERAL ESTATE TAX

By Mr. Merrill:

H. J. R. 18. Whereas, the Federal Estate (Inheritance) Tax law, as amended February 26th, 1926, provides that the estate liable thereunder shall be credited with any inheritance tax paid by the beneficiaries to the State, or States, the credit not to exceed eighty per cent of the Federal levy;

And whereas, this amendment menaces the rights of the States because its object is to coerce the State of Alabama and other States, having no inheritance tax law, to adopt such a tax and to persuade the States having State Inheritance Tax laws to abandon their State laws in favor of statutes based on the Federal law;

And whereas, the joint levy is contrary to the theory of this government, unprecedented and offensive to the independence of the legislatures of the sovereign States;

Therefore, be it resolved by the House, the Senate concurring, That we hereby request the present Congress to repeal immediately the Federal estate (inheritance) tax provisions of the revenue law effective February 26th, 1926, and abandon this field of taxation in time of peace.

Be it further resolved, That certified copies of this joint resolution be forwarded to Alabama's Senators and Representatives in the Congress of the United States.

And on motion of Mr. Merrill the rules were suspended and the H. J. R. 18 was adopted.

INTRODUCTION OF BILLS.

On a call of counties bills were introduced, severally read one time and referred to appropriate standing committees as follows:

By Mr. Webb:

H. 128. To repeal article four (4) of Chapter nineteen (19) and article three (3) of Chapter twenty (20) of the Code of Alabama, 1923.

Privileges and Elections.

By Mr. Edwards (with notice and proof):

H. 129. To provide for the election of a County Superintendent of Education for Choctaw County, Alabama, to fix his term of office, to prescribe his salary and the manner of payment, to provide for his giving bond, to define his qualifications, powers and duties and to provide for appointment or election of his successor in office.

Local Legislation.

Notice and Proof H. 129:

NOTICE

Notice is hereby given that a bill will be introduced at the next regular session of the Legislature of Alabama to provide for the election of a County Superintendent of Education by the Qualified Electors of Choctaw County, to fix his term of office, to prescribe his salary and manner of payment, to define his qualifications powers and duties, to provide for filling vacancies in said office by appointment by the Governor, to require his giving bond in the sum of \$10,000 with a Surety Company qualified to do business in this State, the premium to be paid by the County.

The object of this bill is to give to the people of Choctaw County the right to elect their Superintendent of Education, to fix his salary at 2,400.00 per year, said compensation to include any and all expenses and the salary of said Superintendent, to be paid from such school funds of the County as are legally available for such purpose.

W. R. Edwards.

THE STATE OF ALABAMA,

Choctaw County.

Personally appeared before me the undersigned authority, R. N. Moody, Editor and Publisher of The Choctaw Advocate, a newspaper published in Butler, said county and state, who first being duly sworn by me, deposes and says the attached notice was published in said paper for four (4) consecutive weeks, beginning with the issue of December 22nd 1926 and ending with issue of January 12th, 1927.

R. N. Moody,
Editor and Publisher

Sworn to and subscribed before me this the 13th day of January, 1927.

W. H. Lindsey,
Judge of Probate.

By Mr. Baldwin:

H. 130. To amend Section 9023 of the Code of Alabama of 1923.

Revision of Laws.

By Mr. Baldwin:

H. 131. To amend Section 9008 of the Code of Alabama of 1923.

Revision of Laws.

By Mr. Baldwin:

H. 132. To repeal Section 6247 Code of Alabama, 1923.

Revision of Laws.

By Mr. Baldwin:

H. 133. To amend an Act Approved September 14th, 1923, Entitled "An Act to Impose a License or Privilege Tax on All Deeds, Bills of Sale, and Other Instruments of Like Character Admitted to Record in the Probate Offices of this State."

Ways and Means.

By Mr. Monk:

H. 134. To provide for contests of elections held for the purpose of levying a special district tax for public school purposes.

Education.

By Mr. Lovelace (With notice and proof) :

H. 135. To fix the salary of the Deputy Solicitor for Escambia County, Alabama, and provide for the manner of payment of the same.

Local Legislation.

Notice and Proof H. 135 :

PUBLIC NOTICE

Notice is hereby given that application will be made to the Legislature of Alabama for the passage of the following Act:

AN ACT

To fix the salary of the Deputy Solicitor for Escambia County, Alabama, and provide for the manner of payment of the same.

Be it enacted by the Legislature of Alabama:

Section 1. That the salary of the Deputy Solicitor for Escambia County, Alabama, be, and the same hereby is, fixed at the sum of Eighteen Hundred (\$1800.00) dollars per year, payable out of the county treasury in monthly installments of One Hundred and Fifty (\$150.00) dollars per month, the payment of such salary to be by warrant of the probate judge drawn on the treasury of the county on the first of each month; provided, however, that in case the amount of solicitor's fees paid into the county treasury during any one years shall not equal the sum of Eighteen Hundred (\$1800.00) dollars the said Deputy Solicitor shall receive for his services only such amount as corresponds with the amount of solicitors fees paid into the county treasury during that year.

Section 2. That all laws and parts of laws now in conflict with the provisions of this Act are hereby repealed.

Section 3. The provisions of this Act shall take effect immediately upon its approval by the Governor.

PROOF OF PUBLICATION

I, W. E. Brooks, publisher of The Brewton Standard, a weekly newspaper published at Brewton, Escambia County, Alabama, do hereby state under oath that the annexed printed clipping is a true copy of the publication in said newspaper, clipped from one of the original issues of said newspaper and that the words and figures embraced therein appeared in said newspaper for four consecutive weeks on the following dates, to-wit:

December 30th, 1926, January 6th, 1927, January 13th, 1927, January 20th, 1927.

W. E. Brooks,

Publisher of The Brewton Standard

Sworn to and subscribed before me this 24th day of January, 1927.

Zack Henderson,

Notary Public.

By Mr. Tunstall :

H. 136. To amend Section 8807 of Code of Alabama, 1923.
Judiciary.

By Mr. McAdory :

H. 137. To amend Section 5498 of the Code of Alabama of 1923.

Judiciary.

By Mr. Simpson:

H. 138. To create a State Service Commissioner, and to fix the duties and compensation of such Commissioner, and to make an appropriation to carry out the purpose of this Act.

Military.

By Mr. Simpson:

H. 139. To amend Section 6982 (3462) of the Code of Alabama, 1923.

Judiciary.

By Mr. Simpson (With notice and proof):

H. 140. To alter or rearrange the boundary line of the Town of Inglenook, Jefferson County, Alabama, so as to exclude from the said Town of Inglenook certain territory described herein and now included within the corporate limits of said Town of Inglenook.

Municipal Organization.

Notice and proof H. 140:

LEGAL NOTICE

In pursuance of Section 106 of the Constitution of Alabama, 1901, notice is hereby given for four consecutive weeks beginning January 1, 1927, and continuing up to and including the 22nd day of January, 1927, by publication in *The Weekly Call*, a newspaper published in Birmingham, Jefferson County, Alabama, that application will be made to the Legislature of the State of Alabama convening in Montgomery, Alabama, on the 11th day of January, 1927, for the passage of an Act altering or re-arranging the boundary line of the Town of Inglenook, Jefferson County, Alabama, so as to exclude from the corporate limits of said town certain territory described in said Act and now included within its present corporate limits, said Act being in the following words and figures, to-wit:

AN ACT

To alter or rearrange the boundary line of the Town of Inglenook, Jefferson County, Alabama, so as to exclude from the said Town of Inglenook certain territory described herein and now included within the corporate limits of said Town of Inglenook.

Be it Enacted by the Legislature of Alabama:

Section 1. That the boundary line of the Town of Inglenook, Jefferson County, Alabama, be and the same is hereby altered and rearranged as follows:

Beginning at the intersection of the northwesterly line of the right of way of the Birmingham Water Works canal with the north line of the south half (S $\frac{1}{2}$) of the northwest quarter (NW $\frac{1}{4}$) of section eight (8) township seventeen (17) south, range two (2) west, on the west boundary line of said Town of Inglenook as now constituted; thence instead of northeasterly along the northwest right of way line of said canal as heretofore, run east along the north line of said south half (S $\frac{1}{2}$) of said northwest quarter (NW $\frac{1}{4}$) to its intersection with the north and south center line of said section eight (8); thence south along the center line of said section to its intersection with the south boundary line of Oak Park Addition as recorded in Book of Maps, volume nine (9), page eighty-five (85), Probate Office of Jefferson County, Alabama; thence east along the south boundary line of

said Oak Park Addition to its intersection with the east line of the south-west quarter (SW $\frac{1}{4}$) of the northeast quarter (NE $\frac{1}{4}$) of said section eight (8); thence south along the heretofore corporate boundary limits of said town of Inglenook so as to exclude and eliminate from said Town of Inglenook the area described as follows:

Beginning at the intersection of the northwesterly line of the right of way of Birmingham Water Works canal with the north line of the south half (S $\frac{1}{2}$) of the northwest quarter (NW $\frac{1}{4}$) of section (8), township seventeen (17) south, range two (2) west, thence east along the north line of the said south half (S $\frac{1}{2}$) of the said northwest quarter (NW $\frac{1}{4}$) to its intersection with the north and south center line of said section eight (8); thence south along the center line of said section eight (8), to its intersection with the south boundary line of said Oak Park Addition; thence east along the south boundary line of said Oak Park Addition to its intersection with the east line of the west half (W. $\frac{1}{2}$) of the northeast quarter (NE $\frac{1}{4}$) of said section eight (8); thence north along the east line of the west half (W. $\frac{1}{2}$) of said northeast quarter (NE $\frac{1}{4}$) of said section eight to the south line of section five (5), township seventeen (17) south, range two (2) west; thence west along the south line of said section five (5) to the southwest corner of the southwest quarter (SW $\frac{1}{4}$) of the southeast quarter (SE $\frac{1}{4}$) of said section five (5); thence north along the north and south center line of said section five (5) to its intersection with the northwesterly right of way line of the Birmingham Water Works canal, thence southwesterly along the northeasterly right of way line of said canal to the point of beginning.

Section 2. That all of that territory embraced within said area heretofore described be and the same is hereby excluded and eliminated from said Town of Inglenook.

STATE OF ALABAMA,

County of Jefferson.

Before me, the undersigned authority, in and for the county and State, aforesaid personally appeared George M. Howle, editor of The Weekly Call, a weekly newspaper published in said state and county, who, being by me first duly sworn deposes and says that the notice a true copy of which is hereto attached was published in The Weekly Call, once a week for Four consecutive weeks, commencing on Jan. 1, 1927.

Geo. M. Howle,
Editor The Weekly Call.

Sworn to before me, and signed in my presence, this 22 day of January, 1927.

Rachel Paceley,
Notary Public.

By Mr. Simpson (With notice and proof) :

H. 141. To alter or rearrange the boundary line of the Town of Tarrant City, Jefferson County, Alabama, so as to include within said Town of Tarrant City certain additional territory described herein.

Municipal Organization.

Notice and Proof H. 141:

LEGAL NOTICE

In pursuance of Section 106 of the Constitution of Alabama, 1901, notice is hereby given for four consecutive weeks, beginning January 1, 1927, and

continuing up to and including the 22nd day of January, 1927, by publication in *The Weekly Call*, a newspaper published in Birmingham, Jefferson County, Alabama, that application will be made to the Legislature of the State of Alabama convening in Montgomery, Alabama, on the 11th day of January, 1927, for the passage of an Act altering or re-arranging the boundary line of the Town of Tarrant City, Jefferson County, Alabama, so as to include within the corporate limits of said Town certain additional territory described in said Act, said Act being in the following words and figures- to-wit:

AN ACT

To alter or rearrange the boundary line of the Town of Tarrant City, Jefferson County, Alabama, so as to include within said Town of Tarrant City certain additional territory described herein:

Be it Enacted by the Legislature of Alabama:

Section 1. That the boundary line of the Town of Tarrant City, Jefferson County, Alabama, be and the same is hereby altered and rearranged as follows:

Beginning at the intersection of the north line of Plainview Addition, as recorded in Book of Maps, volume 10, page 48, Probate Office of Jefferson County, Alabama, with the west line of the northwest quarter (NW $\frac{1}{4}$) of the northwest quarter (NW $\frac{1}{4}$) of section eight (8), township seventeen (17) south, range two (2) west, on the west boundary line of the Town of Tarrant City as now constituted; thence instead of an easterly direction as heretofore, continue said boundary line south along the west line of said northwest quarter (NW $\frac{1}{4}$) of the northwest quarter (NW $\frac{1}{4}$) to the southwest corner of said northwest quarter (NW $\frac{1}{4}$) of northwest quarter (NW $\frac{1}{4}$); thence east along the south line of the north half (N. $\frac{1}{2}$) of the northwest quarter (NW $\frac{1}{4}$) of said section eight (8), to the north and south center line of said section eight (8); thence south along the center line of said section to its intersection with the south line of Oak Park Addition as recorded in Book of Maps, volume nine (9), page eighty-five (85), Probate Office of Jefferson County, Alabama; thence east along the south line of said Oak Park Addition to the east line of the southwest quarter (SW $\frac{1}{4}$) of the northeast quarter (NE $\frac{1}{4}$) of said section (8); and from said last named point running south along the heretofore established corporate limit boundary of said Town of Tarrant City so as to include within and to make a part of said Town of Tarrant City the following additional area described as follows:

Beginning at the southwest corner of the northwest quarter (NW $\frac{1}{4}$) of the northwest quarter (NW $\frac{1}{4}$) of section eight (8), township seventeen (17) south, range two (2) west; thence east along the south line of the north half (N. $\frac{1}{2}$) of the northwest quarter (NW $\frac{1}{4}$) of said section eight (8), to the north and south center line of said section; thence south along the north and south center line of said section to its intersection with the south line of said Oak Park Addition; thence east along the south line of said Oak Park Addition to the east line of the west half (W. $\frac{1}{2}$) of the northeast quarter (NE $\frac{1}{4}$) of said section eight (8); thence north along the east line of said west half (W. $\frac{1}{2}$) of said northeast quarter (NE $\frac{1}{4}$) to the south line of section five (5), township seventeen (17) south, range two (2) west; thence west along the south line of said section five (5) to the southwest corner of the southwest quarter (SW $\frac{1}{4}$) of the southeast quarter (SE $\frac{1}{4}$) of said section five (5); thence north along the north and south center line of said section five (5) to its intersection with the northwesterly line of the right of way of the Birmingham Water Works canal; thence southwesterly along the northwesterly line of said canal to its intersection with the north line of said Plainview Addition; thence west along

the north line of said Plainview Addition to the west line of section eight (8), township seventeen (17) south, range two (2) west; thence south to point of beginning.

Section 2. That all of that territory embraced within said area heretofore described be and the same is hereby included within and made a part of said Town of Tarrant City.

STATE OF ALABAMA,
County of Jefferson.

Before me, the undersigned authority, in and for the county and State, aforesaid personally appeared George M. Howle, editor of The Weekly Call, a weekly newspaper published in said state and county, who, being by me first duly sworn deposes and says that the notice a true copy of which is hereto attached was published in The Weekly Call once a week for Four consecutive weeks, commencing on Jan. 1, 1927.

Geo. M. Howle,
Editor of The Weekly Call.

Sworn to before me, and signed in my presence, this 22 day of January, 1927.

Rachel Paceley,
Notary Public.

By Mr. Simpson (With notice and proof) :

H. 142. To further amend an act entitled "An Act to establish an Inferior Criminal Court for Jefferson County, Alabama, to define the jurisdiction and power of said court, the judge, clerk, and other officers thereof; to provide for the place of holding said court, terms and salaries of said judge and officers of said court, the manner of their appointment and election, and the payment of their salaries," approved September 10, 1919 (Local Acts of 1919, page 121 to 130, inclusive) and the act amending said Act, approved Feb. 9, 1923 (Local Acts of 1923, page 16-19 inclusive and to provide for the increase of the salary of the judge and other officers and employees of said court, and to amend the provisions as to the judges, officers and employees of said court, their number, appointment, authority and to provide for the creation and manner of appointment, duties and salary of an additional judge of said court, to be known as Supernumerary Judge.

Local Legislation.

Notice and proof H. 142:

NOTICE

Notice is hereby given of the intention to apply to the Legislature of Alabama at its session beginning January, 1927, for the enactment of the following act, or the substance thereof:

AN ACT

To further amend an act entitled "An act to establish an Inferior Criminal Court for Jefferson County, Alabama, to define the jurisdiction and power of said court, the Judge, Clerk and other officers thereof; to provide for the place of holding said court, terms and salaries of said judge and offi-

cers of said court, the manner of their appointment and election, and the payment of their salaries," approved September 10, 1919 (Local Acts of 1919, page 121 to 130, inclusive), and the act amending said act, approved February 9, 1923 (Local Acts of 1923, page 16 to 19, inclusive), and to provide for the increase of the salary of the judge and other officers and employees of said court, and to amend the provisions as to the judges, officers and employees of said court, their number, appointment, authority, and to provide for the creation and manner of appointment, duties and salary of an additional judge of said court, to be known as Supernumerary Judge.

Be it Enacted by the Legislature of Alabama:

Section 1. That Section 4 of an Act entitled "An Act to establish an Inferior Criminal Court for Jefferson County, Alabama; to define the jurisdiction and power of said court; a judge, a clerk and other officers thereof; to provide for place of holding said court, the term and salaries of said judge and other officers of said court, the manner of their appointment and election, payment of their salaries," approved September 10, 1919, is amended to read as follows: "Section 4. That the Judge of said court shall receive a salary of \$6,000.00 per annum, payable in equal monthly installments of \$500.00 out of the Treasury of Jefferson County, Alabama, on his warrant drawn on the County Treasurer."

Section 2. That Section 9 of said Act of September 10, 1919, is amended to read as follows: "Section 9. The Judge of said Jefferson County Court of Misdemeanors shall appoint a clerk for said court, who shall hold office at the discretion of the Judge appointing him and who shall be a qualified elector in said County, and who shall exercise and perform all the duties and have all the powers conferred and prescribed for the clerk of said court. The clerk, who is hereafter sometimes referred to as chief clerk, shall give bond with surety penal sum of Five Thousand (\$5,000.00) Dollars, payable to the State of Alabama and conditioned to faithfully discharge the duties of such office, which bond shall be approved by the Judge of Probate of Jefferson County, Alabama, and filed in his office. The bond shall be conditioned to pay over all money to the proper officers and persons to whom it is payable and to faithfully account for all of the money coming into his hands by virtue of his office. The bond may be secured by a solvent guarantee or indemnity company as sole surety. Upon such bond there shall be the same liabilities and remedies as upon the bond of the Clerk of the Circuit Court of Jefferson County. The premium to be paid for the making of said bond shall be paid by the County of Jefferson upon the warranty drawn by the clerk."

Section 3. That Section 10 of said Act of September 10, 1919, is amended to read as follows: "Section 10. In addition to the chief clerk appointed as hereinabove provided, there shall be appointed by the Judge of said court a first, second and third assistant clerk, who shall hold office at the will of the Judge of said court. The chief clerk shall receive as compensation for his services the sum of \$3,000.00 per annum, payable in equal monthly installments of \$250.00 per month, out of the County Treasury, upon warrants drawn by the Judge of said court upon the County Treasurer of said County, showing that said chief clerk has performed the duties of his office for the month. The first assistant clerk shall receive as compensation for his services the sum of \$2,100.00 per annum, payable in equal monthly installments out of the Treasury of Jefferson County upon warrants drawn upon the County Treasurer of said County by the Judge of said court, showing that the first assistant clerk has performed the duties of his office for the month. The second assistant clerk shall receive as compensation for his services the sum of \$2,100.00 per annum, payable in equal monthly installments, out of the Treasury of Jefferson County, upon warrants drawn upon the County Treasurer of said County by the Judge

of said court, showing that the second assistant clerk has performed the duties of his office for the month. The third assistant clerk shall receive as compensation for his services the sum of \$1,200.00 per annum payable in equal monthly installments out of the Treasury of Jefferson County, upon warrants drawn upon the County Treasurer of said County by the Judge of said court, showing that the third assistant clerk has performed the duties of his office for the month. The assistant clerks shall act under the authority of the chief clerk and for and in the name of the chief clerk."

Section 4. That any witness entitled to fees as a witness in said court shall have six months from the day of the trial at which he was such witness, to prove and have allowed his claim for fees as such witness. The fees for witnesses in all cases where the judgment rendered in this court shall be appealed to the Circuit Court of Jefferson County, shall be taxed and collected by the Clerk of the Circuit Court and paid over by such Clerk of the Circuit Court to such witnesses.

Section 5: That the office of Supernumerary Judge of said court is hereby created. In case of sickness, absence or inability of the Judge of this court, or when the business of the court is such as to require the service of an additional judge, the Supernumerary Judge shall be appointed and hold office during the sickness, absence or inability of the Judge of this court, or during the time when the business of said court is such as to require the service of such additional judge. The Judge of this court shall make an order, when the facts warrant the same, that he is sick or will be absent, or that the business of the said court requires the service of an additional judge, and cause said order to be entered upon the docket and minutes of said court. Thereupon the Judge of this court shall designate a person learned in the law, a resident of Jefferson County, Alabama, to fill said office, which designation shall be entered by an order of said Judge upon the docket and minutes of said court. The said person so designated by the Judge of this court shall perform the duties of Supernumerary Judge of said court and hold said office until the Judge of said court appointing him shall revoke or rescind said order appointing him. Said Supernumerary Judge shall receive salary at the same rate as the Judge of said court, for such time as he may serve, which salary shall be paid out of the Treasury of Jefferson County, to such Supernumerary Judge or person designated as such Supernumerary Judge, monthly, upon warrants drawn upon the County Treasurer by the Judge of said court, showing that said Supernumerary Judge or person designated as Supernumerary Judge has performed the duties of his office for the month. The said Supernumerary Judge shall have all the power and authority of the Judge of this court. When the occasion for the designation of a person as Supernumerary Judge shall cease, the Judge of this court shall make an order to that effect and the duties of said person appointed as Supernumerary Judge shall thereupon cease; but thereafter when the facts require it, the Judge of this court may again and from time to time designate a person to hold the said office of Supernumerary Judge.

Section 6. The ex officio judge of the Jefferson County Court of Misdemeanors shall have power and authority to issue commitments to and releases from jail, to take and approve appearance bonds and fix the amount of bail in all misdemeanor cases.

Section 7. That Section 16 of said Act of September 10, 1919, is amended to read as follows: "Section 16. The Judge of said court may appoint a bailiff, who shall receive a salary of \$2,100.00 per year for his services to be paid out of the County Treasury monthly upon warrants of the Judge of said court that he has performed the duties entitling him to such payment. Such bailiff may be removed from office at any time by the Judge of said court for causes deemed sufficient by said Judge."

Section 8. That Section 10 of the act of February 9th, 1923, is amended to read as follows:

Section 8. That the Judge of the said Court shall have the power and authority to appoint four (4) executive officers, who shall hold office during the pleasure of the judge, and the duties of the four executive officers shall be to execute all processes of said court entrusted to them, to make such investigations of crime as shall be required of them by the judge of said court and shall perform any other duties that may be necessary, to detect and prosecute crime in Jefferson County, and that said executive officers shall be designated and known as Marshalls of Jefferson County Court of Misdemeanors and each shall receive an annual salary of \$2,100.00 to be paid out of the treasury of Jefferson County, Alabama, in equal monthly installments of \$175.00 upon warrants drawn by the judge of said Court upon the County Treasurer of said county.

Section 9. In case of the vacancy of the office of Judge of said court by death, resignation or otherwise, such vacancy shall be filled by appointment made by the Governor of the State of Alabama.

Section 10. If any provision or clause of this Act shall be or be declared unconstitutional, the remaining provisions shall continue in full force and effect.

Section 11. That all acts, local and general, in conflict with this Act, and especially Section 10 of "An Act to Amend an Act to establish an Inferior Criminal Court for Jefferson County, Alabama, etc.," approved February 9, 1923, published in Local Acts of Alabama of 1923, pages 16, 17, 18 and 19, are repealed.

STATE OF ALABAMA,

County of Jefferson.

Before me, Mary Mosley, Notary Public in and for said State and County, personally appeared J. H. F. Mosley, who, being duly sworn, deposeth and says that he is publisher of the Labor Advocate, a newspaper published weekly at Birmingham, Alabama; that the notice attached hereto was published in said Labor Advocate on the following dates:

Jan. 1-8-15-22, 1927.

J. H. F. Mosley,

Sworn to and subscribed before me, this 22nd day of January, 1927.

Mary Mosley,
Notary Public.

By Mr. Simpson (With notice and proof):

H. 143. To authorize and provide for the payment of the sum of Two Thousand Five Hundred (\$2,500.00) Dollars for the relief of Perry J. Coyle of Jefferson County who was injured on the 9th day of October, 1920, while in line of duty with the National Guard of Alabama. Whereas, Perry J. Coyle, while in line of duty with the National Guard of Alabama, on the 9th day of October, 1920, received injuries from a bullet wound by which the ligaments, veins, arteries and muscles of his right leg were torn and destroyed, immediately above the ankle, as the result of which he suffered permanent partial loss of the use of said member; and whereas, no adequate compensation has been paid the said Perry J. Coyle for the said injuries.

Appropriations.

Notice and Proof, H. 143:

TO WHOM IT MAY CONCERN

Please take notice that by and under section 106 of the Constitution of Alabama, 1901, notice is hereby given that a bill for the relief of Perry J. Coyle, a resident of Birmingham, Jefferson County, Alabama, is to be presented to the Legislature of the State of Alabama, in the regular session, in the year 1927, notice of which is hereby published in the Weekly Call, a newspaper published in Birmingham, Jefferson County, Alabama, for four consecutive weeks, beginning January 1, 1927, and continuing through January 22, 1927, in words and figures as follows:

AN ACT

To authorize and provide for the payment of the sum of two thousand five hundred (\$2,500.00) dollars for the relief of Perry J. Coyle of Jefferson County, who was injured on the 9th day of October, 1920, while in line of duty with the National Guard of Alabama. Whereas, Perry J. Coyle, while in line of duty with the National Guard of Alabama, on the 9th day of October, 1920, received injuries from a bullet wound by which the ligaments, veins, arteries and muscles of his right leg were torn and destroyed, immediately above the ankle, as the result of which he suffered permanent partial loss of the use of said member; and whereas, no adequate compensation has been paid the said Perry J. Coyle for the said injuries:

Be it Enacted by the Legislature of Alabama:

Section 1. That the State Auditor be, and is hereby authorized and directed to issue his warrant on the State Treasurer in favor of the said Perry J. Coyle for the sum of two thousand five hundred (\$2,500.00) dollars, which shall be paid by the said Treasurer out of any funds in the State Treasury not otherwise appropriated.

STATE OF ALABAMA,

County of Jefferson.

Before me, the undersigned authority, in and for the county and State, aforesaid personally appeared George M. Howle, editor of The Weekly Call a weekly newspaper published in said state and county, who, being by me first duly sworn deposes and says that the notice a true copy of which is hereto attached was published in The Weekly Call, once a week for Four consecutive weeks, commencing on Jan. 1, 1927.

Geo. M. Howle,
Editor of The Weekly Call.

Sworn to before me, and signed in my presence, this fourth day of Jan. 1927.

Patricia McKenzie,
Notary Public.

By Mr. Jeter:

H. 144. To amend Section 2051 of the Code of Alabama of 1923.

Municipal Organization.

By Mr. Jeter:

H. 145. Regulating the issuance of injunctions against municipalities of the State.

Municipal Organization.

By Mr. Hollis:

H. 146. To prohiibt the handling or distribution of magazines or other publications of literature that have been excluded from the U. S. Mails.

Public Printing.

By Mr. Hollis:

H. 147. To further provide for an increase their Pension from \$300.00 Dollars per annum to \$400.00 Dollars per year and Paid quarterly in the sum of \$100.00 Dollars per quarter and to further regulate the Pensions of the widows of Confederate Soldiers or Sailors, and to make necessary appropriation therefor.

Appropriations.

By Mr. Guy:

H. 148. To amend Section 1053 of the Code of Alabama.

Public Health.

By Mr. Cockrell:

H. 149. To amend Subdivision 16 of Section 6755 of the Code of 1923.

Commerce and Common Carriers.

By Mr. Cockrell:

H. 150: To amend Subdivision I of Section 6755 of the Code of 1923.

Revision of Laws.

By Mr. Bryant (With Notice and Proof) :

H. 151. To fix the salary of the Deputy Solicitor of Macon County at twelve hundred dollars per annum, payable in monthly installments of one hundred dollars, and to provide for the payment thereof.

Local Legislation.

Notice and Proof H. 151:

NOTICE

Notice is hereby given that, at the next general meeting of the legislature of Alabama, in January, 1927, the following bill will be introduced for passage to become a law for the County of Macon, viz:

Be it Enacted by the Legislature of Alabama:

That the salary of the Deputy Solicitor of Macon County shall be fixed at Twelve Hundred Dollars per annum, payable in monthly installments of One Hundred Dollars, to be paid out of the general fund of the county on warrants drawn by the Probate Judge of said County on the Treasurer thereof and payable on the 5th of each month. This Act shall take effect immediately upon the approval of the Governor. All local or general laws in conflict with this Act are hereby repealed.

STATE OF ALABAMA,

Macon County.

Before me, C. W. Hare, a Notary Public in and for said County and State, this day personally came before me W. P. Campbell, known to me to be the Editor and Manager of The Tuskegee News, a Newspaper published at Tuskegee, Macon County, Alabama, who being by me first duly and legally sworn to speak the truth, deposes and says: The Attached Notice, which contains a Copy of the Proposed Bill, relative to fixing the salary of the Deputy Solicitor of Macon County, Alabama, was published once a week for four consecutive weeks in said Newspaper, beginning December 2nd, 1926 and ending Dec. 30th, 1926, and before making this affidavit.

This 4th day of January, 1927.

Sworn to and subscribed before me this 4th Day of January, 1927.
 (Seal) W. P. Campbell,
 C. W. Hare,
 Notary Public.

By Mr. Allen :

H. 152. To prevent stock from running at large in the State of Alabama and to prescribe penalties for the violations of this Act.

Agriculture.

By Mr. Allen (With Notice and Proof) :

H. 153. To alter and re-arrange the boundary lines of the City of Demopolis, Alabama, so as to include within the Corporate limits of said City the territory described in Section One of this Bill.

Local Legislation.

Notice and Proof, H. 153.

NOTICE

STATE OF ALABAMA,

Marengo County.

Notice is hereby given that a Local Bill will be introduced at the coming Session of the Legislature of the State of Alabama, which convenes on the 11th day of January, 1927, for the purpose of altering and re-arranging the boundary lines of the City of Demopolis, Alabama, said Bill being substantially in the following language.

A Bill to be Entitled an Act,

To alter and re-arrange the boundary lines of the City of Demopolis, Alabama, so as to include within the Corporate limits of said City the territory described in Section One of this Bill:

Be it enacted by the Legislature of Alabama:

Section One.

That from and after the passage of this Act the boundary lines of the City of Demopolis shall be altered and re-arranged so as to include within the Corporate limits of the City of Demopolis, Alabama, the territory hereinafter described:

Begin at a point where the North boundary line of Fulton Street in the City of Demopolis, Alabama, intersects the range line between Range Two (2) and Three (3) East; thence East 1022 feet to a point; thence South 1,870 feet to a point; thence North 86 degrees and 38 minutes East, 2,123.04 feet to a point, thence south 4,616 feet to a point; thence North 79 degrees and 51 minutes West to a point where this line intersects the North margin

of what is known as the Whitfield canal, thence in a Westerly direction along the North boundary line of said Canal to a point where it intersects the South boundary line of Jackson Street in the City of Demopolis, Alabama; thence East along the South boundary line of said Jackson Street to a point South of the Southeast Corner of Lot 310 in the City of Demopolis, Alabama; thence South to the South boundary line of Section 24; thence East along said line to the Southeast Corner of said Section 24, thence North to the North boundary line of Fulton Street in the City of Demopolis, Alabama, the point of beginning.

Section Two.

Be it further enacted that the territory described in Section One be and the same is hereby included within the Corporate limits of the City of Demopolis, Alabama, a municipal corporation, in Marengo County, Alabama.

Section Three.

Be it further enacted that all laws or parts of laws in conflict with this Act be and the same are hereby repealed.

This the 30th day of December, 1927.

N. C. FLOYD, Mayor.

STATE OF ALABAMA,

Marengo County.

Before me, Carol B. DeFeu, a Notary Public, in and for said State and County, personally appeared E. S. Cornish, who being duly sworn, doth depose and say that he is the editor and publisher of the Demopolis Times, a newspaper published weekly at Demopolis, in Marengo County, Alabama; that said newspaper has a general circulation, and that the foregoing notice appeared in said paper for four consecutive weeks on the following dates, to wit: December 30th, 1926, and January 6th, January 13th and January 20th, 1927 respectively.

E. S. Cornish,

Subscribed and sworn to before me on this the 22nd day of January, 1927.

(Seal)

Carol S. DuFeu,
Notary Public, Marengo County.

By Mr. Fite:

H. 154. A Bill to be entitled an act, to provide and submit to the qualified electors of the State of Alabama at an election to be held at the next general election at which this amendment is proposed, an amendment to the Constitution of the State of Alabama, whereby each municipal corporation in the State of Alabama may levy and collect a rate of taxation on the property situated therein not exceeding in the total in any one year one per centum of the value of such property, as assessed, as provided by the Constitution and statutes now or hereafter enacted pursuant to the Constitution; provided, this amendment shall not reduce the rate of taxation which any municipal corporation in the State of Alabama may levy and collect under the Constitution as previously amended.

Be it Enacted by the Legislature of Alabama:

Section 1. That the following amendment to the Constitution of Alabama is hereby proposed to be submitted to the qualified

electors of the State of Alabama for their consideration and actions at an election to be held at the next general election at which this amendment is proposed, to-wit:

"Each municipal corporation in the State of Alabama may levy and collect a rate of taxation in any one year on the property situated therein not exceeding in the total in any one year one per centum of the value of such property, as assessed, as provided by the Constitution and statutes now or hereafter enacted pursuant to the Constitution; provided, this amendment shall not reduce the rate of taxation which any municipal corporation in the State of Alabama may levy and collect under the Constitution as previously amended.

Section 2. That it shall be the duty of the Governor to give notice by proclamation, to be published in one newspaper in each county in the State at least eight consecutive weeks next preceding the said election on the amendment proposed by this act to be submitted to the qualified electors of the State for their consideration, together with the proposed amendment.

Section 3. That at the said election on the amendment proposed by this act to be submitted to the qualified electors of the State for their consideration, to be held as herein provided for, the qualified electors shall vote upon said amendment, and on the official ballots printed for such election there shall be printed the following, *xiz*:

"Shall the following be adopted as an amendment to the Constitution of Alabama: Each municipal corporation in the State of Alabama may levy and collect a rate of taxation in any one year on the property situated therein not exceeding in the total in any one year one per centum of the value of such property, as assessed, as provided by the Constitution and statutes now or hereafter enacted pursuant to the Constitution; provided, this amendment shall not reduce the rate of taxation which any municipal corporation in the State of Alabama may levy and collect under the Constitution as previously amended."

Following the proposed amendment on the ballot shall be printed the word "Yes," and immediately under that shall be printed the word "No." The choice of the elector shall be indicated by a cross mark made by him, or under his direction, opposite the word expressing his desire.

Section 4. That the officers to hold such election shall be the same, and shall be appointed in the same manner and by the same officials as provided by the election law of the State for the appointment of officers to hold general elections in this State, and the election shall be held in all things in accordance with the laws governing general elections and with the constitutional provisions concerning amendments to that instrument.

Section 5. That the votes cast at said election shall be counted, canvassed and tabulated and return made to the Secretary of State in the same manner as in elections of representatives to the legislature; and if it shall appear that a majority of the qualified electors who voted at such election upon the proposed amendment voted in favor of the same, such amendment shall be valid in all intents and purposes as a part of the Constitution of Alabama. The result of such election shall be made known by proclamation of the governor.

Section 6. The expenses of the election herein provided for and the cost of the publication of the notices shall be paid out of the state treasury in the same manner as the expenses of other general elections are paid.

The above and foregoing bill, H. 154, was read one time at length and referred to the Standing Committee on Constitution and Constitutional Amendments.

By Mr. Fite:

H. 155. To further regulate the custody, care, maintenance and use of the county convicts by the several counties of the State and by the State through its State Board of Administration, and to repeal all laws and parts of laws in conflict herewith.

Penitentiaries.

By Mr. Fite:

H. 156. To further regulate the working of convicts in Alabama, and provide penalties for violations of such regulations.

Penitentiaries.

By Mr. Christian (By Request):

H. 157. To make an appropriation for the purchase of an oil portrait of Thomas Jefferson, the same to become a part of the historical portrait collection of the State of Alabama.

Appropriations.

By Mr. Nipper:

H. 158. To repeal subdivision "K" of Section 5 of the Act entitled "An Act to provide for the General Revenue of the State of Alabama." Approved the 15th day of September, 1919.

Ways and Means.

By Mr. Nipper:

H. 159. To forbid and prohibit the enforcement or attempted enforcement hereafter of subdivision k of Section 5 of the act entitled "An Act To provide for the General Revenue of the State of Alabama." Approved September 15th, 1919.

Ways and Means.

By Mr. Grove:

H. 160. To amend Section 6716 and Section 6717 of the Code of Alabama of 1923.

Local Legislation.

By Mr. Grove:

H. 161. To provide for the payment of the premiums on the official bonds of county officers who are now or may hereafter be placed on a salary basis.

Local Legislation.

By Mr. Grove:

H. 162. To require all state and county officers who are not on a salary exclusively, but who receive fees or part fees for their services and compensation, to file monthly itemized statements under oath with the Treasurer or such other corresponding officer in their respective counties showing monies received and expended by said officers in their respective offices and departments, in all counties of the State of Alabama having a population of not less than ninety thousand and not exceeding three hundred thousand according to the last or any subsequent federal census, and to provide penalties for failure to file such reports and for filing false reports.

Local Legislation.

By Mr. Grove:

H. 163. To provide for the appointment and removal of bailiffs in each circuit in the State of Alabama composed of only one county, which now has or which may hereafter have three Circuit Judges, to require all processes or papers to be served or executed by them to be placed in their hands for service or execution; to prescribe their duties and authority, to fix their compensation, to fix the fees or commissions for their services and to prescribe the method of collecting the same; to require such bailiffs to give bond; and to provide transportation for such bailiffs while performing their duties, and for payment therefor by the county composing such circuit.

Local Legislation.

By Mr. Grove:

H. 164. To fix and regulate the compensation of sheriffs, deputies sheriff, jailors, matrons and assistants, and to provide for the appointment of deputies, jailors, matrons and assistants, and the expense incident thereto, in all counties of the State of Alabama, having a population of not less than Ninety Thousand, and not more than Two Hundred and Seventy-Five Thousand, according to the last or any subsequent Federal census, and to provide for paying same in lieu of fees now allowed or provided by law.

Local Legislation.

By Mr. Grove:

H. 165. To fix and regulate the compensation of Tax Collectors and Assistants and expenses incident to the office of Tax Collector of all counties of the State of Alabama having a population of not less than ninety thousand and not more than Two

Hundred and Seventy-Five Thousand according to the last or any subsequent Federal Census, and to provide for paying same in lieu of fees now allowed or provided by law and to provide for the appointment of said clerks and assistants.

Local Legislation.

By Mr. Grove:

H. 166. To fix and regulate the compensation of Tax Assessors and Assistants and expenses incident to the office of Tax Assessor of all counties of the State of Alabama having a population of not less than ninety thousand and not more than two hundred and seventy-five thousand according to the last or any subsequent federal census, and to provide for paying same in lieu of fees now allowed or provided by law and to provide for the appointment of said clerks and assistants.

Local Legislation.

By Mr. Grove:

H. 167. To create the Fort Morgan Commission, to be composed of the Governor, Secretary of State, Attorney General, Director of Archives and History, and President of State Harbor Commission of Alabama, and to authorize said Commission to acquire for the use of the State of Alabama the property known as Fort Morgan, including the entire reservation, at a cost not exceeding the appraisement fixed by the United States of America and not exceeding a total cost of one hundred, twenty-four thousand dollars.

Seaports, Harbors and Maritime Commerce.

By Mr. Grove:

H. 168. To fix and regulate the compensation of Judges of Probate, Clerks and Assistants to Judges of Probate in all counties of the State of Alabama having a population of not less than ninety thousand and not more than two hundred and seventy-five thousand according to the last or any subsequent federal census and to provide for paying same in lieu of fees now allowed or provided by law, and to provide for the appointment of such clerks and assistants.

Local Legislation.

By Mr. Vickers:

H. 169. To provide for the appointment of deputy registers and deputy clerks for circuit courts in all judicial circuits in the State having more than two and less than five circuit judges; to prescribe the duties and fix the compensation and salary of such deputies.

Local Legislation.

By Mr. Lee:

H. 170: To amend Sections 6383 and 6384 of the Code of Alabama of 1923.

Banks and Banking.

By Mr. Sanderson:

H. 171. "To create and establish a reform school for the training of juvenile female negro delinquents in the State of Alabama, to make appropriations for the purpose and accept by donation all such lands and buildings as are needful thereof, to purchase said lands and buildings, to create a board of trustees and to provide for the suitable management of said institution."

Eleemosynary Institutions.

By Mr. Goodwyn:

H. 172. To authorize and empower any State Institution including schools, colleges, and other educational institutions, to dispose of and convey any contingent interest which such institution or institutions may have in any property, whether the same be derived through a will or otherwise, and to authorize such institution to execute the necessary conveyance, or conveyances for such purpose.

Revision of Laws.

By Mr. Patterson:

H. 173. To provide for and create a commission form of government in all cities of the State of Alabama and having a population of not less than one thousand nor more than twenty-five thousand by the last or any subsequent Federal Census whose corporate limits may have been or may hereafter be so altered or rearranged as to include the territory of one or more other cities and towns by any act passed by this session of the Legislature or by any act that may be passed at this or any subsequent session of the Legislature; to provide for the appointment of commissioners for such cities by the Governor and fix their terms and salaries; to confer and impose upon the commissioners so appointed all the powers conferred and imposed upon commissioners of Class D cities by Article 46 of Chapter 43 of the Code of 1923 and upon consolidated cities and towns by Article 10 of Chapter 43 of the Code of 1923 and other applicable general laws of the State; to fix the time and provide for the holding of an election as to whether such cities whose limits have been so altered or re-arranged shall return to or adopt the aldermanic form of government; to provide for the division of said cities into wards; to provide for the election by the commissioners of one or more such school boards as may be necessary to comply with the Constitution and laws of Alabama and of the United States and to confer upon such cities all such powers to impose and collect special taxes from persons and property as were possessed by either of the cities and towns so included in its new corporate limits and providing that the funds so raised by special taxation shall be apportioned and expended in the manner required by the Constitution and laws of Alabama and of the United States.

Municipal Organization.

By Mr. Hubbard:

H. 174. To amend Section 6739 of the Code of Alabama of 1923.

Judiciary.

By Mr. Ware:

H. 175. To provide for calling and holding a special election in any County of the State for the purpose of submitting the question to the qualified voters of such County whether the office of County Superintendent of Education of such County shall be elected by the qualified voters of said County, to provide in the event the declared result of such special election shall show a majority favoring such election of the County Superintendent, for the election of a County Superintendent of Education for such County and to prescribe that all general laws and general school laws applicable to the office of County Superintendents now existing which shall become law shall be made applicable to County Superintendents of Education elected under the provisions of this Act.

Privileges and Elections.

By Mr. Waddell:

H. 176. To safeguard the distribution and sale of certain dangerous caustic or corrosive acids, alkalis, and other substances in the State of Alabama, to be known as the caustic alkali or acid act." And prescribe a punishment for the violation thereof."

Public Health.

By Mr. Waddell:

H. 177. To provide the means and methods of selecting medical and surgical staffs for city and charity hospitals and to formulate the plan of operation for said hospitals, and prescribe a punishment for the violation thereof.

Public Health.

By Mr. Miller of Sumter:

H. 178. To amend Section 7407 of the Code of Alabama, 1923 Divorces; by what court and on what grounds granted.

Revision of Laws.

By Mr. Hightower:

H. 179. A Bill to be entitled an Act to provide and submit to the qualified electors of the State of Alabama at an election to be held at the next general election, an amendment to the Constitution of Alabama, whereby the following municipal corporation; York, in the State of Alabama, may levy and collect through its duly constituted governing authorities, a rate of taxation on the property situated therein, not exceeding in the total in any one year of one per centum of the value of such property as assessed as provided by the Constitution and statute now or hereinafter enacted pursuant to the Constitution; provided, that the adoption

of this amendment, shall in no wise effect limit, modify, abridge or impair the power, authority or right of said municipal corporation to levy and collect any special school tax now or hereafter vested in or conferred upon it under the Constitution or amendment thereto, which said special school tax shall be in excess of one per centum herein provided.

Be it Enacted by the Legislature of Alabama :

Section 1. That the following amendment to the Constitution of Alabama is hereby proposed to be submitted to the qualified electors of the State of Alabama for their consideration at the next general election, to-wit: The following municipal corporation, York, Alabama, through its constituted governing authorities may levy and collect a rate of taxation on the property situated therein, not exceeding in the total in any one year of one per centum of the value of such property as assessed as provided by the Constitution and the statutes now or hereafter enacted pursuant to the Constitution; provided, that the adoption of this amendment, shall in no wise affect, limit, modify, abridge or impair the power, authority, or right of said municipal corporation to levy and collect the special school taxes, now or hereafter vested in or conferred upon them under the Constitution or any amendment thereto, which said special school taxes shall be in excess of said one per centum herein provided for.

Section 2. That it shall be the duty of the Governor to give notice by proclamation, to be published in one newspaper in each County in the State at least eight successive weeks next preceding the day hereby appointed for such an election on the amendment hereby proposed by this act to be submitted to the qualified electors of the State for their consideration together with the proposed amendment.

Section 3. That at said election on the amendment proposed by this act to be submitted to the qualified electors of the State for their consideration, to be held as herein provided, the qualified electors shall vote upon said amendment, and on the official ballots printed for such election there shall be printed the following, viz., "Shall the following be adopted as an amendment to the Constitution of Alabama: The following municipal corporation; York, Alabama, through its constituted governing authorities may levy and collect a rate of taxation on the property situated therein, not exceeding in the total in any one year of one per centum of the value of such property as assessed as provided by the Constitution and the statutes now or hereafter enacted pursuant to the Constitution; provided, that the adoption of this amendment, shall in no wise affect, limit, modify, abridge, or impair the power, authority or right of said municipal corporation to levy and collect the special school taxes, now or hereafter vest-

ed in or conferred upon it under the Constitution or any amendment thereto, which said special school taxes shall be in excess of said one per centum herein provided for." Following the proposed amendment on the ballot shall be printed the word "Yes" and immediately under that shall be printed the word "No." The choice of the electors shall be indicated by a cross mark made by him, or under his direction opposite the word expressing his desire.

Section 4. That the officers to hold such election shall be the same, and shall be appointed in the same manner and by the same officials as provided by the election law of the State for the appointment of officers to hold general elections in the State, and the election shall be held in all things in accordance with the law governing general elections and with the constitutional provision concerning amendments to that instrument.

Section 5. That the votes cast at said election shall be counted, canvassed and tabulated and return made to the Secretary of State in the manner as in elections of representatives to the Legislature; and if it shall thereupon appear that a majority of the qualified electors who voted at such election upon the proposed amendment voted in favor of the same such amendment shall be valid in all intents and purposes as a part of the Constitution of Alabama. The result of such election shall be made known by the proclamation of the Governor.

The above and foregoing bill, H. 179, was read one time at length and referred to the Standing Committee on Constitution and Constitutional Amendments.

By Mr. Johnson:

H. 180. An Act to submit to the qualified electors of this State at a special election to be held at the call of the Governor, after ninety days from the final adjournment of this legislature, for their consideration, an amendment to the Constitution for the purpose of authorizing the Jackson School district number seventy-two of Clarke County, and all other school districts which have been or may hereafter be consolidated with said Jackson district to levy and collect a tax, not exceeding fifty cents on each One Hundred Dollars' worth of taxable property in such districts, for the purpose (a) of paying all of the outstanding bonds of the town of Jackson which were heretofore issued for the erection and equipment of a public school building, and (b) for other public school purposes, and to authorize an election within said districts for such purpose, to provide for the holding of such election within said districts, and to provide for the collection of such taxes.

Be it Enacted by the Legislature of Alabama:

Section 1. That the following amendment to the Constitution of Alabama is proposed to be submitted to the qualified electors of the State for their ratification or rejection at an election to be held and called by the Governor after ninety days from the final adjournment of this session of the legislature at which the amendment is proposed, which amendment is as follows, to-wit:

ARTICLE

1. The Jackson school district number seventy-two of Clarke County, and all other school districts of Clarke County which have been, or may hereafter be consolidated with the said Jackson district may levy and collect a tax not exceeding fifty cents on each one hundred dollars' worth of taxable property in such districts, for the purpose (a) of paying or refunding all the outstanding bonds of said town of Jackson which were heretofore issued for the erection and equipment of the public school building in said town, and (b) after the payment of such bonds, then for public school purposes within said districts; provided that the rate of the proposed tax and the time it is to continue shall have been first submitted to the vote of the qualified electors of the combined districts affected and voted for by a majority of those voting in the election.

2. After such tax shall have been voted for, and is being levied and collected by the said Jackson School District No. 72, and the districts which have been consolidated therewith, no other district may consolidate with the Jackson district, until such district shall have also voted a tax of like amount and with like expiration date as shall have been voted by the districts which are then levying and collecting the tax provided for by Section 1 hereof.

3. The election for such tax shall be proposed, called, held, and the votes canvassed and results declared, and the tax collected in the same manner as may now or hereafter be provided by law for the special school district taxes authorized by Section 2 of the Third amendment to this Constitution.

4. The tax hereby authorized shall be in addition to any and all other taxes now authorized by law; and its collection shall in no manner affect the right of the districts in which it shall be levied to share in the school monies heretofore available for such districts, nor shall any reduction in such shares be made, by reason of the tax hereby authorized.

Section 2. That it shall be the duty of the Governor to give notice by proclamation to be published in one newspaper in each county in the State at least eight successive weeks next preceding the said election on the amendment proposed by this Act to be

submitted to the qualified electors of the State for their ratification or rejection.

Section 3. That at the election so held under such call of the Governor, as hereinabove provided, the qualified electors of the State shall vote upon said amendment, and on the official ballots printed for such election there shall be printed the following, namely, "Shall the following be adopted as Article..... of the Constitution of Alabama?

1. The Jackson school district number seventy-two of Clarke County, and all other school districts of Clarke County which have been, or may hereafter be consolidated with the said Jackson district may levy and collect a tax, not exceeding fifty cents on each one hundred dollars' worth of taxable property in such districts, for the purpose (a) of paying or refunding all the outstanding bonds of said town of Jackson which were heretofore issued for the erection and equipment of the public school building in said town, and (b) after the payment of such bonds, then for public school purposes within said districts; provided that the rate of the proposed tax and the time it is to continue shall have been first submitted to the vote of the qualified electors of the combined districts affected and voted for by a majority of those voting in the election.

2. After such tax shall have been voted for, and is being levied and collected by the said Jackson School District No. 72, and the districts which have bene consolidated therewith, no other district may consolidate with the Jackson district, until such district shall have also voted a tax of like amount and with like expiration date as shall have been voted by the districts which are then levying and collecting the tax provided for by Section 1 hereof.

3. The election for such tax shall be proposed, called, held, and the votes canvassed and results declared, and the tax collected in the same manner as may now or hereafter be provided by law for the special school district taxes authorized by Section 2 of the Third Amendment to this Constitution.

4. The tax hereby authorized shall be in addition to any and all other taxes now authorized by law; and its collection shall in no manner affect the right of the districts in which it shall be levied to share in the school monies heretofore available for such districts, nor shall any reduction in such shares be made, by reason of the tax hereby authorized." Following the proposed amendment on the ballot shall be printed the word "Yes", and immediately under that shall be printed the word "No". The choice of the elector shall be indicated by a cross mark by him, or under his direction, opposite the word expressing his desire.

Section 4. The officers who hold such election shall be the same, and shall be appointed in the same manner and by the same

officer as has been or may be provided by this legislature for the submission to the qualified electors for their consideration an amendment to the constitution for the purpose of authorizing the issuance and sale of bonds for good roads construction and maintenance.

Section 5. That the election shall be held in all respects in accordance with the law governing elections and with the constitutional provisions concerning amendments to that instrument.

Section 6. That the votes cast at said election shall be counted and canvassed and return made thereof to the Secretary of State in the same manner as in elections for representatives to the legislature. The result of said elections shall be made known by proclamation of the Governor, and if a majority of all qualified electors who voted at said election upon the proposed amendment shall have voted "Yes", said amendment from the date of said proclamation shall be valid to all intents and purposes as a part of the constitution of Alabama, and as an article thereof.

The above and foregoing bill, H. 180, was read one time at length and referred to the Standing Committee on Constitution and Constitutional Amendments.

By Mr. Mullen (With notice and proof) :

H. 181. To provide additional duties and confer additional powers on each member of the Court of County Commissioners of Talladega County, Alabama in supervising the construction, maintenance and upkeep of the roads and bridges in his district, and to fix the salary and compensation of said Commissioners.

Local Legislation.

Notice and proof H. 181:

NOTICE

Notice is hereby given of intention to apply to the next regular session of the legislature of Alabama, for the passage of a local law for Talladega county, Alabama, the substance of which is as follows:

An Act to provide additional duties and confer additional powers on each member of the court of county commissioners of Talladega county, Alabama, in supervising the construction, maintenance and upkeep of the roads and bridges in his district, and to fix the salary and compensation of said commissioners.

Be it enacted by the legislature of Alabama:

Sec. 1. That each member of the court of county commissioners of Talladega county, except the probate judge, shall have supervision of and shall be responsible for the court of county commissioners for the construction, maintenance and upkeep of the county roads and bridges in his commissioner's district, and shall make personal inspection of all work under construction in his district and shall approve all appointments of the county road superintendent of all road overseers, apportioners and enumerators necessary for the construction, maintenance and upkeep of the roads

and bridges in his district, and shall inspect and approve all reports of overseers in his district, and the probate judge shall assist said commissioners in the performance of their duties to such extent as shall be necessary.

Sec. 2. That each member of the court of county commissioners of Talladega county except the probate judge on presentation to the court of county commissioners of a monthly written report, which report shall show road inspections and due diligence on the part of such commissioner in the performance of his duties, which must be approved by the commissioners court, shall receive a monthly salary of fifty (\$50.00) dollars a month, which shall be in lieu of all fees, compensation and expenses allowed by law to such commissioner for service rendered in and about such commissioners court, including the work required as members of the board of review, the payment of such salary to be made out of the county treasury by warrant drawn by the probate judge on the treasury of the county on the first of each month for the preceding month. That the probate judge shall receive as compensation for his services as a member of such commissioner court the sum of three (\$3.00) dollars for each day or part of a day which he shall preside over the sessions of said court and such actual expense as he may incur in the performance of his duties, said compensation to be paid on the first of each month for the preceding month out of the county treasury by warrant of such judge drawn on the treasury of the county.

Sec. 3. That all laws and parts of laws in conflict with the provisions of this act are hereby repealed.

Sec. 4. That this act shall take effect and become operative immediately upon its passage and approval by the governor.

THE STATE OF ALABAMA,

Talladega County.

Personally appeared before me, a Notary Public in and for said county Jno. C. Williams who being duly sworn according to law, deposes and says that he is the Publisher of the Our Mountain Home a newspaper published in said county, and that the publication of a certain notice, a true copy of which is hereto affixed, has been made in said newspaper for Four weeks consecutively, to-wit, in the issue hereof dated as follows: Dec. 29, 1926, Jan. 5, 1927, Jan. 12, 1927, Jan. 19, 1927.

Jno. C. Williams.

Subscribed and sworn to before me this 20th day of January, 1927.

(Seal)

Emma Huey,
Notary Public

By Mr. Graves:

H. 182. To amend Sections 24 and 25 Code of Alabama, 1923.
Penitentiaries.

By Mr. Powell:

H. 183. To amend Section 4654 of the Code of Alabama of 1923, relating to fees to be taxed for arrests and seizures in prohibition cases.

Revision of Laws.

By Mr. Powell:

H. 184. To authorize and empower the sheriff in all counties in this State which now have or which may hereafter have a population of fifty thousand people or more and less than seventy-five thousand people according to the last federal census or any

such census which may hereafter be taken to appoint two general and special deputies in addition to those prescribed by Section 10188 of the Code of Alabama, 1923, fix their tenure of office, prescribe their duties, fix their compensation and to authorize and require the Court of County Commissioners or other governing bodies of such counties to pay the same monthly by warrants drawn on the Treasurer and paid out of the general funds of such counties, to require such deputies to execute and give bonds in the sum of \$5,000.00, each, payable to the State of Alabama, to be approved by the Judge of Probate of such county which such sureties as the approving officer is satisfied have the qualifications required by law, with condition faithfully to discharge the duties of such office during the time he continues therein, or discharges any of the duties thereof, such bonds to be filed and recorded and have the same legal effect as provided for in article 5 of chapter 45 of the Code of Alabama, 1923.

Revision of Laws.

By Mr. Powell:

H. 185. To fix the Ex-officio fees of the Sheriffs in all counties in this State which now have or which may hereafter have a population of fifty thousand people, and less than seventy five thousand people according to the last Federal Census or any such census which may hereafter be taken, and to regulate the payment of same.

Revision of Laws.

By Mr. Jordan of Washington (With notice and proof):

H. 186. To fix the salary of the Deputy Solicitor of Washington County, Alabama.

Local Legislation.

Notice and proof H. B. 186:

NOTICE

Notice is hereby given that the following bill be introduced in the next session of the Legislature:

Section 1.—That the salary of the deputy Solicitor for Washington County, Alabama, be and the same hereby is, fixed at the sum of fifteen hundred dollars (\$1500) per year payable out of the County Treasury in monthly installments of one hundred and twenty-five (\$125.00) dollars per month, the payment of such salary to be by warrant of the Probate Judge drawn on the Treasury of the county on the first of each month; provided however, that in case the amount of solicitor's fees paid into the county treasury during any one year shall not equal the sum of fifteen hundred (\$1500) dollars the said deputy solicitor shall receive for his services only such amount as corresponds with the amount of solicitor's fees paid into the County Treasury during that year.

Section 2.—That all laws and parts of laws now in conflict with the provisions of this Act are hereby repealed.

Section 3.—The provisions of this Act shall take effect immediately upon its approval by the Governor.

STATE OF ALABAMA,
Washington County.

I, Joe M. Pelham, Jr., publisher of the Washington County News, a newspaper published at Chatom, Washington County, Alabama, do hereby certify that a copy of the Notice of Local Bill for Deputy Solicitor as per clipping hereto attached, was published weekly in the regular and entire issue of said newspaper, and not in any supplement thereof, for four consecutive weeks, commencing with the issue dated Dec. 16, 1926, and ending with the issue dated Jan. 6, 1927. I further certify that I have the right and authority to make this affidavit.

Joe M. Pelham, Jr.

Sworn to and subscribed before me on this, the 20th day January, 1927.

Helen Smith,
Notary Public.

By Mr. Simpson:

H. 187. To repeal Section 9519 of the Code of Alabama of 1923.

Revision of Laws.

By Mr. Lee:

H. 188. To amend Section 6284 of the Code of Alabama.

Banks and Banking.

By Mr. Lee:

H. 189. To amend Section 6279, 6280, 6281 and 6300 of the Code of Alabama, relating to State Banking Laws, so as to read as follows.

Banks and Banking.

By Mr. Winn:

H. 190. To require banks and trust companies doing a banking business, incorporated under the Laws of Alabama, unincorporated associations and companies, and individuals and partnerships doing a banking business, within thirty days after service of written demand therefor, to furnish their debtors and depositors itemized written statements of their accounts, and return their checks, drafts and bills of exchange; and provide penalties for failure to furnish such statement and return such checks, drafts and bills of exchange; and prescribing remedies.

Banks and Banking.

By Mr. Winn:

H. 191. To amend Section 2938 of the Code of Alabama of 1923.

Pensions.

By Mr. Kirkpatrick:

H. 192. To authorize the transfer of license tags issued for use on trucks.

Public Roads and Highways.

By Mr. Kirkpatrick:

H. 193. To authorize the transfer of license tags issued for use on taxicabs.

Public Roads and Highways.

By Mr. Goodwyn:

H. 194. To amend Section 8505 of the Code of 1923.

Revision of Laws.

By Mr. Hawkins (With notice and proof):

H. 195. To appropriate out of the general funds of the State of Alabama not otherwise appropriated, the sum of THREE THOUSAND NINE HUNDRED and NO-100 (\$3,900.00) DOLLARS for the relief of the widow and child of Z. B. Talley, deceased, the said widow being named Mollie Tallie, and the said child being the child of Z. B. Talley, deceased, and said Mollie Tallie.

Local Legislation.

Notice and proof H. 195:

The State of Alabama
Jefferson County.

Notice is hereby given that the State of Alabama, Jefferson County hereinafter set out special, private or local law will be introduced at the next session of the Legislature of the State of Alabama, which said law is as follows:

AN ACT

To appropriate out of the general funds of the State of Alabama not otherwise appropriated the sum of Three Thousand Nine Hundred (\$3,900.00) Dollars for the relief of the widow and child of Z. B. Talley, deceased, the said widow being named Mollie Talley and the said child being the child of Z. B. Talley, deceased, and said Mollie Talley.

Whereas Z. B. Talley, deceased, was killed by a trip of cars inside the mines at Flat Top, Jefferson County, Alabama, on September 18, 1926 while engaged in the line and scope of his employment as a mine foreman for the State at a salary of One Hundred Ninety (\$190.00) per month the said Z. B. Talley leaving surviving him his widow, Mollie Talley and one child of himself and Mollie Talley.

Therefore, Be it Enacted by the Legislature of Alabama:

Section 1. That there is hereby appropriated out of the general funds of the State of Alabama the sum of Three Thousand Nine Hundred (\$3,900.00) Dollars, to be paid to Mollie Talley as the widow of Z. B. Talley, deceased.

Section 2. That the Auditor of the State of Alabama be and he is hereby directed to draw his warrant on the treasurer of the State of Alabama payable to Mrs. Mollie Talley, the widow of Z. B. Talley, deceased, for the said sum of Three Thousand Nine Hundred (\$3,900.00) Dollars.

Section 3. That if any section, clause or provision of this Act is held to be unconstitutional or void such holding shall not effect any other section, clause or provision of this act that is not in itself unconstitutional or void.

Section 4. That all laws and parts of laws, whether general, special or local, in conflict with the provisions hereof be and the same are hereby repealed."

Mollie Talley.

STATE OF ALABAMA,
Jefferson County.

Before me, the undersigned authority in and for said County, in said State, personally appeared Luke W. Jones who being by me first duly sworn deposes and says that he is the owner and publisher of the Bessemer Ad-

vertiser, a weekly newspaper of general circulation published in Jefferson County, Alabama, and that the notice a copy of which is hereto attached, in regard to local bill for the relief of Mollie Talley, was published and so circulated in his said paper once a week for four consecutive weeks on-to-wit, December 2, December 9th, December 16th and December 23rd, 1926.

Luke W. Jones.

Sworn to and subscribed before me, this the 31st day of December, 1926.

Carl Ross,

(Seal)

Notary Public.

By Mr. Frey:

H. 196. To provide for the incorporation and powers of building and loan associations and to provide for their regulation, supervision and taxation.

Judiciary.

By Mr. Simpson:

H. 197. To provide for Organization, Operation and Supervision of Cooperative Savings and Credit Associations to be termed "Credit Unions" and to define their powers.

Judiciary.

By Mr. Jeter:

H. 198. To amend "An Act to regulate Inferior Courts in cities having more than thirty five thousand population, according to the last federal census, or any subsequent federal census, to prescribe the jurisdiction of such courts and provide the number and compensation of the judges for said courts, and to provide for the appointment and compensation of the clerks, assistant clerks bailiffs and other officers thereof, and to abolish the office of the justice of the peace in said cities. "Said act having been approved September the 15th, 1915.

Judiciary.

BILLS ON SECOND READING.

Mr. Sanderson, Chairman of the Standing Committee on Revision of Law, reported that said Committee in session had acted on the following Bills and ordered same returned to the House with a favorable report:

H. 43. To Amend Section 8120 of the Code of Alabama of 1923.

H. 45. To Amend Sections 4778 and 4779 of the Code of Alabama of 1923.

The above and foregoing bills were severally read a second time and placed on the Calendar.

MESSAGE FROM THE SENATE.

Mr. Speaker:

The Senate has concurred in the following House Joint Resolution:

H. J. R. 10. Relative to adjournment of the two houses until Thursday, January 27th, 1927.

Also:

H. J. R. 11. Authorizing expenditure of One Thousand Dollars by the Doorkeepers of the Senate and the House in furnishing supplies to the Legislature.

And returns same herewith to the House.

J. E. Speight,
Secretary.

BILLS ON THIRD READING

H. 95. To fix the per diem or compensation of members of all recess committees appointed by joint resolution of the two houses or by either the House or Senate of the Legislature.

Was read a third time at length and passed; Yeas, 78; Nays 0.

Yeas:

Messrs:

Mr. Speaker	Frey	Martin	Rivers
Adcock	Golson	Matthews	Rogers (Elmore)
Allen	Goode	Merrill	Rogers (Mobile)
Ashcraft	Goodwyn	Miller (Marengo)	St. John
Baldwin	Grove	Miller (Sumter)	Shepherd
Bartlett	Hampton	Molette	Shivers
Beebe	Hightower	Monk	Smith
Bryant	Hollis	Mullen	Starnes
Burleson	Howell	Nipper	Stewart (Bibb)
Burns	Hughes	Norman	Stewart (Calhoun)
Cannon	Jeter	Owens	Thompson
Carter	Johnson	Parish	Tunstall
Christian	Jones (Cleburne)	Patterson	Waddell
Cockrell	Jordan (Etowah)	Pegues	Wallace
Cook	Jordan (Washington)	Pitts	Ward (Geneva)
Darden	Kirkpatrick	Poole	Ward (Tuscaloosa)
Deloney	Langdon	Quillin	Ware
Desear	Lawler	Reeder	Weldon
Edmundson	Lovelace	Ringer	Winn
Edwards	Luck		

—78

And on motion of Mr. Tunstall the Bill H. 95 was ordered sent forthwith to the Senate without Engrossment.

H. 96. To make an appropriation of two hundred and fifty thousand (\$250,000.00) dollars, or so much thereof as may be necessary, out of any funds in the State Treasury not otherwise appropriated, to defray the expenses of the present session of the Legislature.

Was read a third time at length and passed; Yeas, 88; Nays, 0.

Yeas:

Messrs:

Mr. Speaker
Adcock
Allen
Anderson
Ashcraft
Baldwin
Bartlett
Beebe
Brunson
Bryant
Burleson
Burns
Cannon
Carter
Christian
Cockrell
Cook
Darden
Deloney
Desear
Edmundson
Edwards

Frey
Golson
Goode
Goodwyn
Graves
Grove
Gullatt
Guy
Hampton
Hightower
Hollis
Howell
Hubbard
Jeter
Johnson
Jones (Clebune)
Jordan (Etowah)
Jordan (Washington)
Kirkpatrick
Langdon
Lawler
Lee

Lovelace
Luck
McAdory
Martin
Matthews
Merrill
Miller (Marengo)
Miller (Sumter)
Molette
Monk
Morrow
Mullen
Nipper
Norman
Parish
Patterson
Pegues
Poole
Quillin
Rankin
Reeder
Ringer

Rivers
Rogers (Elmore)
Rogers (Mobile)
Sanders (Conecuh)
Sanders (Pike)
Shepherd
Simpson
Smith
Starnes
Stewart (Bibb)
Stewart (Calhoun)
Thompson
Tompkins
Tunstall
Vickers
Waddell
Wallace
Ward (Geneva)
Ward (Tuscaloosa)
Ware
Weldon
Winn

—88

And on motion of Mr. Tunstall the Bill H. 96 was ordered sent forthwith to the Senate without Engrossment.

H. 94. To amend Section 317 of the Code of Alabama.

Was read a third time at length and passed; Yeas, 77; Nays,

4.

Yeas:

Messrs:

Mr. Speaker
Adcock
Anderson
Ashcraft
Baldwin
Bartlett
Beebe
Brunson
Bryant
Burns
Cannon
Carter
Christian
Cockrell
Cook
Deloney
Desear
Edmundson
Edwards
Fite

Frey
Golson
Goode
Goodwyn
Graves
Hampton
Hawkins
Hightower
Hollis
Hughes
Johnson
Jones (Clebune)
Jordan (Etowah)
Kirkpatrick
Langdon
Lawler
Lee
Lovelace
McAdory

Matthews
Miller (Marengo)
Miller (Sumter)
Molette
Monk
Mullen
Nipper
Norman
Owens
Parish
Patterson
Pegues
Pitts
Poole
Quillin
Reeder
Ringer
Rivers
Rogers (Elmore)

Rogers (Mobile)
St. John
Sanders (Pike)
Shepherd
Shivers
Simpson
Smith
Starnes
Stephens
Stewart (Bibb)
Stewart (Calhoun)
Thompson
Tunstall
Waddell
Wallace
Ward (Tuscaloosa)
Ware
Weldon
Winn

—77

Nays:

Messrs:

Grove

Hubbard

Jones (Bullock)

Jordan (Washington)

—4

And on motion of Mr. Tunstall the Bill H. 94 was ordered sent forthwith to the Senate without Engrossment.

S. 34. To amend Section 6277 of the Code of Alabama of 1923.

Was read a third time at length and passed; Yeas, 54; Nays, 32.

Yeas:

Messrs:

Adcock

Allen

Anderson

Ashcraft

Baldwin

Bartlett

Beebe

Bryant

Burleson

Burns

Carter

Cockrell

Darden

Desear

Edmundson

Edwards

Fite

Frey

Goodwyn

Hawkins

Hubbard

Hughes

Jeter

Johnson

Jones (Bullock)

Jordan (Etowah)

Jordan (Washington)

Kirkpatrick

Langdon

Lee

Lovelace

McAdory

Martin

Miller (Marengo)

Miller (Sumter)

Molette

Mullen

Patterson

Pitts

Reeder

Ringer

Rogers (Elmore)

St. John

Simpson

Smith

Starnes

Stephens

Stewart (Calhoun)

Vickers

Waddell

Wallace

Ward (Tuscaloosa)

Weldon

Winn

—54

Nays:

Messrs:

Brunson

Byars

Cannon

Christian

Cook

Deloney

Golson

Grove

Gullatt

Hampton

Hightower

Hollis

Howell

Jones (Cleburne)

Lawler

Matthews

Monk

Nipper

Norman

Owens

Parish

Pegues

Quillin

Rivers

Rogers (Mobile)

Sanders (Conecuh)

Sanders (Pike)

Shivers

Stewart (Bibb)

Thompson

Ward (Geneva)

Ware

—32

H. 73. To alter or re-arrange the boundary lines of the city of Decatur, Alabama, so as to include within the corporate limits of said city, the territory now included within the cities or towns of Albany, Alabama, and Fairview, Alabama, and other territory and so as to exclude from the city of Decatur, Alabama, certain territory now included within the corporate limits of said city of Decatur, Alabama.

Was read a third time at length and passed; Yeas, 65; Nays, 0.

Yeas:

Messrs:

Mr. Speaker	Edwards	Jeter	St. John
Adcock	Fite	Johnson	Sanderson
Allen	Frey	Lawler	Shepherd
Bartlett	Golson	Lee	Shivers
Beebe	Goode	Lovelace	Simpson
Brunson	Graves	Luck	Smith
Bryant	Green	Martin	Starnes
Burleson	Grove	Matthews	Stephens
Burns	Gullatt	Merrill	Tunstall
Byars	Guy	Molette	Vickers
Cannon	Harwood	Monk	Waddell
Carter	Hawkins	Nipper	Wallace
Cook	Hollis	Owens	Ware
Darden	Howard	Parish	Webb
Deloney	Howell	Patterson	Weldon
Denson	Hughes	Rivers	Winn
Desear			

—65

And on motion of Mr. Patterson the Bill H. 73 was ordered sent forthwith to the Senate without Engrossment.

H. 12. To amend Section 7132 of the Code of Alabama of 1923.

Was read a third time at length and passed; Yeas, 78; Nays, 0.

Yeas:

Messrs:

Mr. Speaker	Golson	Luck	Rogers (Mobile)
Adcock	Goode	McAdory	St. John
Allen	Goodwyn	Matthews	Sanders (Pike)
Anderson	Grove	Merrill	Shepherd
Ashcraft	Gullatt	Miller (Marengo)	Shivers
Bartlett	Hawkins	Miller (Sumter)	Simpson
Brunson	Hightower	Molette	Smith
Bryant	Hollis	Monk	Starnes
Burleson	Howell	Mullen	Stephens
Burns	Hughes	Nipper	Stewart (Calhoun)
Byars	Jeter	Parish	Thompson
Cannon	Johnson	Patterson	Tompkins
Carter	Jones (Bullock)	Pegues	Vickers
Cockrell	Jones (Cleburne)	Pitts	Wallace
Deloney	Jordan (Etowah)	Quillin	Ward (Geneva)
Desear	Jordan (Washington)	Reeder	Ward (Tuscaloosa)
Edmundson	Kirkpatrick	Ringer	Ware
Edwards	Langdon	Rivers	Weldon
Fite	Lawler	Rogers (Elmore)	Winn
Frey	Lovelace		

—78

And on motion of Mr. Kirkpatrick the Bill H. 12 was ordered sent forthwith to the Senate without engrossment.

H. 17. To authorize the payment of postage bills of clerks of the circuit court, sheriff, register circuit court, tax assessor, tax collector, by the respective counties of the State.

Was taken up. And on motion of Mr. Ware the Bill H. 17 was recommitted to the Standing Committee on Revisions of Laws.

H. 62. To amend Section 3241 of the Code of Alabama of 1923.

Was taken up. And on motion of Mr. Quillin the Bill H. 62 was recommitted to the Standing Committee on Judiciary.

WITHDRAWAL OF BILL

Unanimous consent was given Mr. Rivers to withdraw from the House, H. 119.

REPORT OF STANDING COMMITTEE ON ENROLLED BILLS.

Mr. Speaker:

Your Standing Committee on Enrolled Bills reports that it has examined the following House Bills:

By Mr. Tunstall:

H. 2. To impose an excise tax, in addition to that already imposed by the Act approved February 10, 1923; on persons, corporations, copartnerships, companies, agencies or associations engaged in the business of selling, distributing, storing or withdrawing from storage for any purpose whatsoever gasoline or other liquid motor fuels or devices or substitutes therefor in this State; and providing for the collection and payment of such tax and distribution of the funds derived therefrom, and providing for its enforcement and fixing a penalty for the violation of any of the provisions hereof.

And finds same correctly enrolled.

R. B. Harwood,
Chairman.

SIGNING OF BILLS

The Speaker of the House in the presence of the House, immediately after the title had been publicly read by the Clerk, the reading at length having been dispensed with by a two-thirds vote of a quorum present, signed the Bill, the title to which is set out in the above and foregoing report of the Standing Committee on Enrolled Bills.

MESSAGE FROM THE SENATE

Mr. Speaker:

The Senate has originated and adopted the following Senate Joint Resolution, and sends same herewith to the House:

By Mr. James:

S. J. R. 27. Whereas, it has been duly made known to the proper authorities of this State that the Secretary of War of the

United States has in his possession, as trustee, certain moneys known as "Other Funds" which had been collected for their own use and benefit by certain National Guard Organizations that were broken up as units for or as the result of service in the World War, and have not been reconstituted: and

Whereas, it further appears that the Secretary of War, as trustee, desires to turn over to a substitute trustee, duly authorized by this State, such portion of the said funds as equitably belongs to the National Guard of this State.

Now, Therefore, be it resolved by the Senate, the House concurring that the Governor is hereby authorized to receive such funds as trustee, and to distribute them for the benefit of the National Guard of this State, in such manner as his judgment shall dictate.

J. E. Speight,
Secretary.

SENATE MESSAGE

On motion of Mr. Carter the Rules were suspended and the S. J. R. 27 set out in the above and foregoing Message from the Senate was concurred in and adopted.

MESSAGE FROM THE SENATE

Mr. Speaker:

The Senate has originated and passed the following Bills and sends same herewith to the House without engrossment:

By Mr. Mitchell:

S. 2. To make an appropriation of six hundred thousand (\$600,000.00) dollars, or so much thereof as may be necessary, to the State Board of Education for the further support and maintenance of the public schools of the State in order that a minimum school term of seven months or 140 days may be provided for the current fiscal year ending September 30, 1927.

Also:

By Mr. Oliver:

S. 13. To provide an appropriation for the construction and repair of buildings and the equipment of the Alabama School for the Deaf located at Talladega, Alabama.

Also:

By Mr. Oliver:

S. 14. To provide an appropriation for the construction and repair of buildings and the equipment of the Alabama School for the Blind located at Talladega, Alabama.

J. E. Speight,
Secretary.

SENATE MESSAGE

The Senate Bills, the titles to which are set out in the above and foregoing Message from the Senate were severally read one time and referred to an appropriate Standing Committee as follows:

Appropriations: S. 2; S. 13; S. 14.

MESSAGE FROM THE SENATE

Mr. Speaker:

The Senate has amended as therein shown, and as amended has passed the following House bill.

H. 5. To provide funds for the repair or improvement of the Capitol.

And returns same herewith to the House.

J. E. Speight,
Secretary.

SENATE MESSAGE

On motion of Mr. Goodwyn the House concurred in and adopted the Senate Amendment to the Bill H. 5, said Senate amendment being as follows:

Committee Amendment to House Bill number 5.

Amend Section 2 of House Bill number 5, by striking out Section 2 of said bill and inserting in lieu thereof, the following:

Section 2: The funds appropriated by this Act shall be in lieu of the annual appropriation for the fiscal year 1927 as provided under Section 90 of the Code. Said funds to be payable for the purposes for which appropriation upon the order of the Governor.

Amend House Bill 5 by adding at the end of Section 1 of said Bill the following: "And the Governor's Mansion."

Yeas, 73; Nays, 0.

Yeas:

Messrs:

Mr. Speaker
Adcock
Allen
Anderson
Ashcraft
Baldwin
Bartlett
Beebe
Brunson
Bryant
Burleson
Burns

Byars
Cannon
Carter
Cockrell
Cook
Darden
Deloney
Desear
Edmundson
Edwards
Fite
Frey

Golson
Goode
Goodwyn
Graves
Grove
Gullatt
Guy
Hawkins
Hightower
Hollis
Howard
Hubbard

Hughes
Jeter
Johnson
Langdon
Lawler
Lee
Lovelace
Luck
McAdory
Martin
Merrill
Molette

Monk
Mullen
Nipper
Norman
Owens
Parish
Patterson

Pitts
Poole
Powell
Quillin
Reeder
Ringer

Rivers
St. John
Simpson
Shivers
Smith
Starnes

Tunstall
Vickers
Waddell
Ward (Geneva)
Ware
Winn

—73

MESSAGE FROM THE SENATE

Mr. Speaker:

The Senate has concurred in and adopted:

H. J. R. 18. Joint Resolution for memorializing the Congress of the United States to abolish the Federal Estate Tax.

And returns same herewith to the House.

J. E. Speight,
Secretary.

MESSAGE FROM THE SENATE

Mr. Speaker:

The Senate has originated and passed the following Bills and sends same herewith to the House without Engrossment:

By Mr. Williams:

S. 31. To amend Section 906 of the Code of Alabama of 1923.

By Mr. Holmes:

S. 38. To provide for the revision, codification, and promulgation of the game and fish laws of this State, both civil and criminal, and to make an appropriation for the expense of same.

J. E. Speight,
Secretary.

SENATE MESSAGE

The Senate Bills, the titles to which are set out in the above and foregoing Message from the Senate, were severally read one time and referred to appropriate Standing Committees as follows:

Rules, S. 31, Game, Fish and Fisheries, S. 38.

CERTIFICATE OF CLERK

To the House of Representatives:

I hereby certify that the bill hereinafter mentioned was delivered to the executive department on the date and hour named, and that I hold the receipt of the executive department for same:

Delivered to the Governor January 25th, 1927, at 4 P. M., H.

2.

J. H. Stewart,
Clerk.

ADJOURNMENT

On motion of Mr. Luck the House, under a Joint Resolution heretofore adopted, adjourned until Thursday January 27th, 1927 at 11 o'clock A. M.

NINTH DAY

House of Representatives,
Montgomery, Ala., Thursday, January 27th, 1927.

The House met pursuant to adjournment.

PRAYER.

The session was opened with prayer by Rev. Mr. Mullen of the House.

ROLL CALL.

On a call of the roll of the House the following members answered to their names:

Messrs:

Mr. Speaker	Golson	Luck	Rogers (Elmore)
Adcock	Goode	McAdory	Rogers (Mobile)
Allen	Goodwyn	Martin	St. John
Anderson	Graves	Matthews	Sanders (Concuh)
Ashcraft	Grove	Merrill	Sanders (Pike)
Baldwin	Gullatt	Miller (Marengo)	Sanderson
Bartlett	Guy	Miller (Sumter)	Shepherd
Beebe	Hampton	Molette	Shivers
Brunson	Harwood	Monk	Simpson
Bryant	Hawkins	Morrow	Smith
Burleson	Hightower	Moxley	Starnes
Burns	Hollis	Mullen	Stephens
Byars	Howell	Nipper	Stewart (Bibb)
Cannon	Hubbard	Norman	Stewart (Calhoun)
Carter	Hughes	Owens	Thompson
Christian	Jeter	Parish	Tompkins
Cockrell	Johnson	Patterson	Tunstall
Cook	Jones (Bullock)	Pegues	Vickers
Darden	Jones (Cleburne)	Pitts	Waddell
Deloney	Jordan (Etowah)	Poole	Wallace
Denson	Jordan (Washington)	Powell	Ward (Geneva)
Desear	Kirkpatrick	Quillin	Ward (Tuscaloosa)
Edmundson	Langdon	Rankin	Ware
Edwards	Lawler	Reeder	Webb
Fite	Lee	Ringer	Weldon
Frey	Loveland	Rivers	Winn

A quorum was present.

JOURNAL.

The Chairman of the Standing Committee on Revision of the Journal made the following report.

REPORT OF STANDING COMMITTEE ON REVISION OF THE JOURNAL

Mr. Speaker:

Your standing committee on Revision of the Journal begs leave to report that said committee has carefully examined the Journal of the House for the Eighth legislative day, and finds same correct.

R. G. Langdon,
Chairman.

The report of the committee was concurred in and adopted and the Journal for the Eighth Legislative day was approved.

INTRODUCTION OF BILLS.

On call of Counties Bills were introduced, severally read one time and referred to appropriate Standing Committees as follows:

By Mr. Howard (With notice and proof):

H. 199. For the relief of Claudia Smith, Custodian of the Funds of the Inferior Court of Autauga County, Alabama, and to authorize the payment out of the funds the sum of \$380.00, for services rendered as Custodian of said funds for a period of time beginning Oct. 1st, 1923 and ending Jan. 1st, 1927 at the rate of \$10.00 per month.

Local Legislation.

Notice and proof H. 199:

NOTICE

Notice is hereby given that the following bill will be introduced at the regular session of the legislature of Alabama, which meets at Montgomery, Alabama, January, 1927.

A Bill to be Entitled an Act for the relief of Claudia Smith, Custodian of the Funds of the Inferior Court of Autauga County, Alabama, and to authorize payment out of the funds the sum of \$380.00 for services rendered as Custodian of said funds for a period of time beginning October 1, 1923, and ending January 1, 1927, at the rate of \$10.00 per month.

Be it Enacted by the Legislature of Alabama.

Section 1. That the Custodian of the fund derived from the fees and fines paid into the Treasury of Autauga County, Ala., from the Inferior Court of Autauga County Alabama, be authorized and empowered to pay to Claudia Smith, Custodian of said Fund the sum of \$380.00 for services rendered as Custodian of said Fund.

Section 2. Be it further enacted that the provision of this Act shall go into effect upon its passage and approval by the Governor.

THE STATE OF ALABAMA,

Autauga County.

Before me, J. F. Posey, Probate Judge of Autauga County, Alabama, personally appeared Harry M. Doster, known to me to be the Publisher of The Prattville Progress, a newspaper published in the City of Prattville, said County and State, who certifies that the attached notice appeared in said paper four consecutive issues, in the issues of December 23, December 30, 1926, and January 6, and January 13, 1927.

Harry M. Doster,
Publisher

Sworn to and subscribed before me, this 21st day of Jan. 1927.

J. F. Posey,
Judge of Probate of Autauga County, Ala.

By Mr. Poole:

H. 200. To prohibit any person, firm or corporation, or any agent thereof, from entering upon the premises, or plantations, for the purpose of selling or soliciting orders for any articles, including books, magazines, periodicals, pictures, patent medicines, fortune telling, stocks, bonds, machines, fish bait, insurance and all other "Get-Rich quick" schemes without first obtaining written permission from the owner or custodian of said premises or plantations and to provide a penalty for a violation thereof.

Agriculture.

By Mr. Edwards (With notice and proof):

H. 201. To abolish the Board of Revenue of Choctaw County, to establish in lieu thereof a Board of Commissioners of Choctaw County and to define and regulate its authority, powers and duties, to divide the County into four Commissioners Districts, to provide for appointment and election of the members of said Board and to provide for their salaries and fix their terms of office.

Local Legislation.

Notice and proof H. 201:

NOTICE

Notice is hereby given that a bill will be introduced at the next regular session of the Legislature to create and establish a Board of Commissioners of Choctaw County and to define its authority, duties and powers; to provide for regular and special terms and meetings of said board; to fix the compensation of the members thereof and to fix their terms of office; to designate four commissioner districts and fix their boundaries; to provide for appointment of four commissioners, and the constituting of the Probate Judge as ex officio member and chairman and keeper of the minutes and records of said board; providing for a temporary chairman to act in the absence of the Probate Judge, providing a salary of not exceeding \$1,200 per annum for each member of said board to be paid monthly and requiring each member of the board to have direct supervision of the construction, repair and maintenance of roads and bridges in his particular district, providing that each member of the board with the exception of the ex-officio member shall be elected only by the qualified electors and not from the county at large, authorizing said board at its discretion and when in its opinion need-

ed, to employ a county engineer and providing for his compensation and fixing his qualifications; to confer upon said board such general rights, powers, duties and authority as are now conferred by the general laws of the State of courts of county commissioners or like governing bodies of the counties; to require that all needs for supplies, machinery, implements or other purchases to be made for the necessary construction, repair and maintenance of roads and bridges in any district of the county be expressed in requisitions submitted to the whole board at any meeting thereof for said board's action or approval or disapproval in whole or in part, said requisition to be made out in detail and sworn to by the member of the Board of Commissioners of the particular district; to provide that where purchases are to be made amounting to over \$100 considering requisitions for all the districts, the same be made on invited competitive bids; to provide for making emergency purchases; to authorize the board, if or when decided expedient, protective or necessary, to constitute the ex officio member of said board or any other member thereof as purchasing agent to purchase supplies or whatever is necessary to carry on road work in the county or such other supplies as may be necessary for the county or any office or offices, activity or agent thereof, including stationery or any other office supplies and to require that requisitions be made therefor itemized and sworn to, and that such requisitions must be approved by the board at regular meetings thereof before purchase is made; to abolish the Board of Revenue of Choctaw County; to prohibit the purchase of any goods or material or supplies for the use of the county or any office, agency or activity thereof from any member of the board, any person connected with such a member of consanguinity or affinity within the third degree or from any firm or corporation of which any such member or relative of a member of the board may be a partner or stockholder; to prohibit any commissioner on the Board of Commissioners from hiring or from contracting with any person related to said commissioners or any member of said board to do any road or bridge work other than in his official capacity for which his salary is provided, and to prohibit any commissioner from using his own teams or the teams of any person renting or cultivating lands of any commissioner or the teams of any person in the personal employ of any commissioner or hiring for labor on public roads and bridges any person in the personal employ of any commissioner in any capacity. To provide that the members of the present Board of Revenue of Choctaw County shall constitute the Board of Commissioners of Choctaw County, each member to serve until his successor shall have been elected and qualified, and to provide for filling by appointment any vacancies occurring in the membership of said board.

W. R. Edwards.

THE STATE OF ALABAMA,

Choctaw County.

Personally appeared before me the undersigned authority, R. N. Moody, Editor and Publisher of the Choctaw Advocate, a newspaper published in Butler, said County and State, who first being duly sworn by me, deposes and says the attached notice was published in said paper for four (4) consecutive weeks, beginning with the issue of December 22nd, 1926, and ending with issue of January 12th, 1927.

R. N. Moody,
Editor and Publisher.

Sworn to and subscribed before me this the 13th day of January, 1927.
W. H. Lindsey, Judge of Probate.

By Mr. Edwards (With notice and proof) :

H. 202. To amend an Act entitled An Act to impose a per capita Road Tax in lieu of Personal Service on the Public Roads

of Choctaw County, Alabama, to provide for the Collection of such Tax and the Disposition of the Proceeds thereof; to provide for the appointment of a Road Supervisor for said county; to provide for the appointment of Road Overseers; to authorize the appointment of a Road Engineer, and to otherwise provide for the more efficient construction, maintenance and improvement of the Public Roads and Bridges in said Choctaw County, Alabama, approved Sept. 27, 1923.

Local Legislation.

Notice and proof H. 202:

NOTICE

Notice is hereby given that a bill will be introduced at the next regular session of the Legislature of Alabama to amend an act approved September 27, 1923, entitled:

AN ACT

To impose a percapita road tax in lieu of personal service on the public roads of Choctaw County, Alabama; to provide for the collection of such tax and the disposition of the proceeds thereof; to provide for the appointment of a road supervisor of said county; to provide for the appointment of road overseers to authorize the appointment of a road engineer and to otherwise provide for the more efficient construction, maintenance and improvement of the public roads and bridges of Choctaw County, Ala.

It is intended to amend the act by striking out, wherever they may occur in the Act, the words Board of Revenue and substituting in lieu thereof the words Board of Commissioners, and to further amend the act by striking out all provisions therein authorizing the employment of a road supervisor and the fixing of his compensation for salary and traveling expenses and to provide that all duties now performed by such road supervisor under the provisions of the act to be amended shall be performed or be under the supervision of the commissioners individually or as a board of commissioners; and all rights, powers and authority granted under said Act to said road supervisor shall be conferred upon the commissioners individually or as a board of commissioners; to further amend the act referred to by providing for the appointment of road overseers fixing their terms of appointment and providing for appointing their successors; to further provide for the employment of a County Engineer when and if deemed advisable by the board of commissioners for any purpose necessary in the construction, maintenance and repairs of roads and bridges in the county, and providing that before the employment of said engineer is had his qualifications must be approved by the chief highway engineer of the State Highway Department.

W. R. Edwards.

THE STATE OF ALABAMA,

Choctaw County.

Personally appeared before me the undersigned authority, R. N. Moody, Editor and Publisher of the Choctaw Advocate, a newspaper published in Butler, said county and State, who first being duly sworn by me deposes and says the attached notice was published in said paper for four (4) consecutive weeks, beginning with the issue of December 22nd, 1926, and ending with issue of January 12th, 1927.

R. N. Moody, Editor and Publisher.

Sworn to and subscribed before me this the 13th day of January, 1927.

W. H. Lindsey, Judge of Probate.

By Mr. Johnson (With notice and proof) :

H. 203. To fix and provide for the payment out of the County Treasury the salary for the Deputy Solicitor for Clarke County, Alabama, and to repeal all laws and parts of laws in conflict herewith.

Local Legislation.

Notice and proof H. 203:

NOTICE OF INTENTION

To apply to the next regular session of the Legislature of Alabama for the following local law for Clarke County, Alabama.

AN ACT

To fix and provide for the payment out of the County Treasury the salary for the Deputy Solicitor for Clarke County, Alabama, and to repeal all laws and parts of laws in conflict herewith.

Be it enacted by the Legislature of Alabama:

Section 1. That from and after the passage of this act, there shall be paid out of the County Treasury of Clarke County, Alabama, to the deputy solicitor of said county, an annual salary, in equal monthly installments, Nine Hundred Dollars. Said salary to be in lieu of all fees or salary provided for deputy solicitors in the Code of Alabama of 1923, Section 5523.

Section 2. The payment of said salary to be by warrant of the Probate Judge of said county, drawn on the treasurer of said county, on the first day of each month, payable to the deputy solicitor of said county for his salary.

Section 3. All laws and parts of laws in conflict with the provisions of this act be, and the same are hereby repealed (As to Clarke County, Alabama.)

This act to become effective immediately upon its passage and approval.

THE STATE OF ALABAMA,

Clarke County.

Before me, Paul S. Jones, a Notary Public in and for said County and State, personally appeared C. A. Carlton, publisher of "The Clarke County Democrat", a weekly newspaper publisher in Clarke County, Alabama, and being duly sworn, says that the notice of which the attached is a true copy, was published in said newspaper, once a week for four (4) consecutive weeks and being in the issues of said newspaper on the following dates, viz., December 9th, 16th, 23rd, and 30th, 1926.

G. A. Carlton,
Publisher.

Sworn to and subscribed before me this the 6th day of January, 1927.

Paul S. Jones,
Notary Public, Clarke County, Alabama.

By Mr. Sanders of Conecuh:

H. 204. To amend Section 6665 of the Code of Alabama.

Judiciary.

By Mr. Darden:

H. 205. To further regulate the operation of freight trains in Alabama; to define the regular crew on freight trains, to de-

fine the length of freight trains for regular crews and to specify the additional number of crew where train exceeds the length of train for regular crew, and to provide for a penalty for the violations of this Act.

Commerce and Common Carriers.

By Mr. Moxley :

H. 206. To regulate the expenditure of the proceeds from the excise tax and other motor fuels, as enacted in 1923, upon the public roads and bridges in and equitable manner in all counties of this State having a population of 23,000 and not over 23,100 people, according to the last federal census.

Revision of Laws.

By Mr. St. John :

H. 207. To consolidate the Supreme Court and the Court of Appeals into one Court of final appellate jurisdiction and to provide additional clerical help for the court as consolidated.

Judiciary.

By Mr. Lovelace :

H. 208. To amend Section 1393 of Volume 1 of the Code of 1923, relating to State Highways roads and bridges.

Public Roads and Highways.

By Mr. Jordan of Etowah (With notice and proof) :

H. 209. To relieve the Tax Assessor of Etowah County from the duty of preparing a book of assessments and in lieu thereof to arrange in alphabetical order, according to beats, the original assessment lists and have same permanently bound and kept as permanent record and prepare tax collector's abstracts from said assessment lists.

Local Legislation.

Notice and proof H. 209 :

NOTICE

AN ACT

To relieve the Tax Assessor of Etowah County from the duty of preparing a book of assessments and in lieu thereof to arrange in alphabetical order, according to beats, the original assessment lists and have same permanently bound and kept as permanent record and prepare tax collector's abstracts from said assessment lists.

Be it enacted by the Legislature of Alabama :

Section 1. That the Tax Assessor of Etowah County, Alabama, shall not be required to prepare the book of assessments, but in lieu thereof shall be required to arrange in alphabetical order, according to beats, original assessment lists, and cause the same to be permanently bound and such assessment lists when bound shall constitute the books of assessments to all intents and purposes. Such as a matter of record, and provided that in making the Collector's abstracts such abstracts shall be made direct from the assessment lists.

Section 2. That all laws and parts of laws in conflict with the provisions of this Act, whether general, local or special, be and the same are hereby repealed.

Section 3. That this Act shall be effective on its approval by the Governor.

Affidavit is hereby made that the attached advertisement headed "Notice an Act" a copy of which is here attached was published for three consecutive weeks, viz: Jany. 8th, 15th, and 22d, 1927. in the Gadsden, Ala., Times, a newspaper published in Etowah County, Alabama.

J. L. Meeks.

Sworn to and subscribed before me this the 24th day of January, 1927.

Ed. Nunally,

Notary Public Etowah County,
Alabama, Commission Expires Oct. 7, 1928.

By Mr. Ward of Geneva:

H. 210. To authorize cities and towns having a population of not more than six thousand inhabitants according to the latest Federal census, or which may hereafter have such populations according to any Federal census hereafter taken, to fix and collect licenses for business, trade or profession done within the corporate limits thereof.

Municipal Organization.

By Mr. Ward of Geneva:

H. 211. To provide for the election of a County Superintendent of Education for every county in the State of Alabama, to fix his term of office, to prescribe his salary and the manner of payment, to define his qualifications, powers and duties, to provide for his removal from office.

Education.

By Hr. Hawkins (With notice and proof):

H. 212. To alter, to rearrange the boundaries of the Town of Homewood, Jefferson County, Alabama.

Municipal Organization.

Notice and Proof H. 212:

NOTICE

Notice is hereby given that a bill will be introduced into the Legislature of Alabama at its next regular session, in substance as follows:

A BILL

Entitled An Act to alter and rearrange the boundaries of the Town of Homewood, Jefferson County, Alabama.

Be it enacted by the Legislature of Alabama:

Section 1. That the corporate limits of the Town of Homewood, Jefferson County, Alabama, shall embrace and include in its corporate limits the land within the following boundaries, to-wit:

Begin at the NW corner of section 13, township 18 south, range 3 west, Jefferson County, Alabama, run south along the west boundary of said section 13 to a point 405 feet south of the NW corner of the SW $\frac{1}{4}$ of said section; thence 91 degrees 52 minutes to the right along a portion of the north boundary of the map and survey of Edgemont as recorded in map book 16, at pages 21 and 22, Jefferson County records, a distance of 997.9 feet; thence 91 degrees 54 minutes to the left along a portion of the east

boundary of Edgemont 277.9 feet; thence 88 degrees to the left 38 feet; thence 88 degrees to the right 605 feet; thence 92 degrees to the right 360 feet; thence 92 degrees to the left 393 feet; thence 88 degrees to the left 485 feet; thence 76 degrees 06 minutes to the right 285 feet; thence 26 degrees 57 minutes to the left 379.59 feet; thence 49 degrees 05 minutes to the left 104 feet; thence 87 degrees 56 minutes to the right 104 feet; thence 92 degrees 04 minutes to the right 48 feet; thence 92 degrees 04 minutes to the left 308 feet, to a point on the south boundary of section 14, township 18 south, range 3 west; thence at an angle of 87 degrees 56 minutes to the left along the south boundary of said section 14, 482 feet, to the SE corner of said section, which is also the NW corner of section 24, township 18 south, range 3 west; thence south along the west boundary of said section 24, 648.05 feet to the center line of the Salter Road (if extended); thence 66 degrees 47 minutes to the left a distance of 100 feet, more or less, entering and coinciding with the center line of the County Highway known as Salter road; thence following the center line of said Salter Road as shown on map of Edgemont, above referred to, with its meanderings, throughout the NW $\frac{1}{4}$ of the NW $\frac{1}{4}$ of said section 24, to a point on the east boundary of said NW $\frac{1}{4}$ of NW $\frac{1}{4}$ of said section 24 at a point 35 feet, more or less, south of the NE corner of said quarter-quarter section; thence east along the east boundary of said NW $\frac{1}{4}$ of NW $\frac{1}{4}$ of said section 24 and along the east boundary of the SW $\frac{1}{4}$ of SW $\frac{1}{4}$ of section 13, township 18, south, range 3 west, to a point 258 feet south of the northeast corner of said SW $\frac{1}{4}$ of SW $\frac{1}{4}$ of said section 13; thence 90 degrees 53 minutes to the right 450 feet; thence 91 degrees 46 minutes to the left 258.17 feet, more or less, to a point on the north boundary of the SE $\frac{1}{4}$ of the SW $\frac{1}{4}$ of said section 13; thence east along said north boundary of said SE $\frac{1}{4}$ of SW $\frac{1}{4}$ of said section 13; and continuing along the north boundary of the south half of the SE $\frac{1}{4}$ of said section 13, to the east boundary of East Street, as shown by map and survey of Ridge Crest recorded in map book 7, at page 68, Jefferson County records; thence north along said east boundary of East Street to its intersection with the north boundary of the NE $\frac{1}{4}$ of the SE $\frac{1}{4}$ of said section 13; thence east along said north boundary of the NE $\frac{1}{4}$ of SE $\frac{1}{4}$ of said section 13, and the north boundary of the NW $\frac{1}{4}$ of SW $\frac{1}{4}$ of section 18, township 18 south, range 2 west, to the center of the Salter Road, which road intersects the north boundary of the NW $\frac{1}{4}$ of SW $\frac{1}{4}$ of said section 18 at a point 416.6 feet, more or less, east of the NW corner of said quarter-quarter section; thence in a northeasterly direction following the center line of said Salter Road with its meanderings, to its intersection with the north boundary of the SE $\frac{1}{4}$ of NW $\frac{1}{4}$ of said section 18, at a point 258 feet, more or less, west of the NE corner of said quarter-quarter section; thence east along said north boundary of SE $\frac{1}{4}$ of NW $\frac{1}{4}$ of said section 18, 258.6 feet, more or less, to the NE corner of said quarter-quarter section; thence north along the east boundary of the NW $\frac{1}{4}$ of said section 18 and continuing north along the east boundary of the SW $\frac{1}{4}$ of section 7, township 18 south, range 2 west, and the east boundary of the SE $\frac{1}{4}$ of NW $\frac{1}{4}$ of said section 7, to the NE corner of said quarter-quarter section; thence west along the north boundary of the south half of the NW $\frac{1}{4}$ of said section 7, to the NW corner of the SW $\frac{1}{4}$ of the NW $\frac{1}{4}$ of said section 7; thence south along the west boundary of said section 7, to the center of the west boundary of the NW $\frac{1}{4}$ of SW $\frac{1}{4}$ of said section 7; thence west along the north boundary of the south half of the NE $\frac{1}{4}$ of SE $\frac{1}{4}$ of section 12, township 18 south, range 3 west, to the center of the west boundary of said quarter-quarter section; thence south along the west boundary of the NE $\frac{1}{4}$ of the SE $\frac{1}{4}$ of said section 12 to the SW corner of said quarter-quarter section; thence west along the north boundary of the SW $\frac{1}{4}$ of the SE $\frac{1}{4}$ of said section 12, to the NW corner thereof; thence south along the west boundary of said SW $\frac{1}{4}$ of

the SE $\frac{1}{4}$ of said section 12, to the SW corner thereof; thence west along the north boundary of the NW $\frac{1}{4}$ of section 13, township 18 south, range 3 west, to the NW corner of said section, the point of beginning of this description.

Section 2. This act shall go into effect on the approval by the Governor.

Chas. E. Rice,
Mayor, Town of Homewood.

STATE OF ALABAMA,
Jefferson County.

Before me, Mrs. Helen H. Goodman, a Notary Public in and for said County in said State, personally appeared Chas. E. Reid, who being by me first duly sworn, deposes and says:

He is owner and publisher of The Ensley-Wylam News, publishing The Ensley-Wylam News a newspaper published in Jefferson County, Alabama, and that the notice, a copy of which is hereto attached, that a bill to be entitled An Act to Alter, to Rearrange the Boundaries of the Town of Homewood, Jefferson County, Alabama, was published in said The Ensley-Wylam News once a week for four (4) consecutive weeks, on, to-wit: December 23rd and 30th, 1926, and January 6th and 13th, 1927, and that said The Ensley-Wylam News newspaper is of general circulation in said Jefferson County, Alabama.

Sworn to and subscribed before me, this 25th day of January, 1927.
(Seal) Chas. E. Reid,
Mrs. Helen H. Goodman,
Notary Public.

By Mr. Morrow:

H. 213. To amend an Act "To further prescribe the duties of County Treasurers in Counties of more than two hundred thousand population according to the last or any subsequent preceding Federal Census; to provide for clerical assistance for such treasurers for the appointment of attorneys to represent such treasurers, and for the compensation of such treasurer, assistants, and attorney; and to require the deposit of county funds." The said act being approved October 31st, 1921.

Local Legislation.

By Mr. Morrow (By request):

H. 214. Relating to Joint Owners or Tenants in Common.
Judiciary.

By Mr. Morrow. (By request):

H. 215. Relating to Joint Stock Companies.
Corporations.

By Mr. Morrow:

H. 216. To amend Section 6779 of the Code of Alabama, 1923.

Revision of Laws.

By Mr. Morrow:

H. 217. To amend Section 6784 of the Code of Alabama.
Revision of Laws.

By Mr. Morrow:

H. 218. To create the Alabama Memorial Building Commission, to prescribe its powers and duties and to make an appropriation in aid thereof.

Public Buildings and Institutions.

By Mr. Simpson:

H. 219. To amend Section 8588 of the Code of Alabama.

Judiciary.

By Mr. Hollis:

H. 220. To promote the public health, convenience and welfare by leveeing, ditching and draining the wet, swamp and overflowed lands of the State of Alabama; to provide for the establishment of levee or drainage districts and sub-districts thereof, for the purpose of enlarging or changing any natural water-courses and for digging ditches or canals for securing better drainage or providing better outlets for drainage; to provide for building levees or embankments and installing tide gates or pumping plants for the reclamation of overflowed lands, and prescribing a method for so doing; to define offenses against drainage districts and providing penalties therefor; to confer the right of eminent domain to the extent necessary to carry out the purposes of this Act; to provide for the assessment and collection of the costs and expenses of installing drainage systems and issuing and selling bonds therefor, and for the care and maintenance of such improvements when constructed, not in excess of the increased value of such property by reason of the special benefits derived from such improvements; to confirm and validate proceedings had (prior to the approval of this Act) and bonds issued under the provisions of the Drainage Act approved March 4, 1915; and to continue the pending processes had under the Act approved March 4, 1915 by conforming them to the processes and proceedings prescribed by provisions therefor made in this Act.

Agriculture.

By Mr. Byars (With notice and proof):

H. 221. To create the office of County Solicitor for Lawrence County, Alabama, by the qualified voters of said County, to prescribe his powers, duties and qualifications, to provide for his compensation and fix the term of his office, to provide for his election and for the election of his successor and to repeal all General and Local laws in conflict with the provisions of this Act in so far as they relate to said Lawrence County.

Local Legislation.

Notice and Proof H. 221:

NOTICE OF LOCAL LEGISLATION

Affecting the Citizens of Lawrence County.

Notice is hereby given that I will introduce a bill at the next regular session of the Legislature of Alabama.

The substance of such bill is to create the office of County Solicitor of Lawrence County, Alabama, to provide for the election of such officer, by the qualified voters of said county to prescribe his powers, duties and qualifications, provide for his compensation and fix the term of his office, and provide for his election, provide for his recall, provide for the date of his election, the time of the election of his successor and to repeal all general and local laws in conflict therewith so far as they relate to said county.

J. D. L. Byars,

This Dec. 14, 1926.

STATE OF ALABAMA,

Lawrence County.

Before me W. R. Jackson, Judge of Probate, in and for said County, in said State, on this day personally appeared J. D. L. Byars Editor and Publisher of The Advertiser, a newspaper published weekly in Moulton, Lawrence County, Alabama, who being by me first duly sworn deposes and says that the attached notice was published in The Advertiser, a newspaper published weekly in Moulton, Lawrence County, Alabama, once a week for four consecutive weeks, beginning with its issue of December the 16, 1926, and ending with issue of January the 7, 1927.

J. D. L. Byars,

Editor and Publisher of The Advertiser.

Sworn to and subscribed before me this the 10th day of Jan. 1927.

W. R. Jackson,
Judge of Probate.

By Mr. Rankin:

H. 222. To further protect the liens of landlords of agricultural lands for rent or advances on crops grown on rented premises by recording notice of the relation of landlord and tenant existing.

Agriculture.

By Mr. Rankin (With Notice and Proof):

H. 223. To amend Sections 10 and 20, and add Section 24½ to an act entitled an Act "To provide for the better building maintenance and protection of the public roads and bridges and ferries of Limestone County; to provide funds, regulations and penalties to carry the provisions and purposes of this act into effect; to provide for the appointment of a county engineer and to fix his duties", Approved September 19, 1923.

Local Legislation.

Notice and Proof H. 223:

NOTICE OF LOCAL LAW

Notice is hereby given of the intention to have enacted at the next regular session of the Legislature of Alabama the following law: an act, entitled an act, to amend Sections 10 and 20 and add Section 24 1-2 to, an act entitled

AN ACT

"To provide for the better building maintenance and protection of the public roads and bridges and ferries of Limestone County; to provide funds, regulations and penalties to carry the provisions and purposes of this act into effect; to provide for the appointment of a county engineer and to fix his duties." Approved September 19, 1923.

Be it enacted by the Legislature of Alabama:

That section 10 be amended to read as follows:

Section 10. That the county engineer when so directed by the court of county commissioners shall prepare a map of the county, showing the location of all public roads and indicating the character of improvements which has been made on each road. A blue-print of each map when made shall be deposited for safe keeping in the vault of the probate office, and also a copy posted in the office of the county engineer.

That section 20 be amended so as to be as follows:

Section 20. That the court of county commissioners shall have authority by resolution duly adopted by said court to require all male inhabitants of the county who are over twenty-one years of age and not over fifty years of age, except those exempt by the following section, to work on the public roads of the county during each year for a period of not less than five days and not more than ten days,—said resolution to provide the number of days which they shall work—provided further that such male inhabitants may pay in lieu of such personal service a sum to be fixed by said resolution of not less than \$2.50 and not more than \$5.00. Said resolution shall also fix the time by which said sum so adopted may be paid in lieu of such personal service. It being further provided that all money so paid shall be paid to the Probate Judge of the county, and shall go into the road and bridge fund and shall be used only for the construction and maintenance of roads and bridges in the beat in which the person so paying shall reside at the time of making such payment. The commissioners court shall have authority to provide rules and regulations carrying into effect said resolution and also penalties for the violation of said resolution, said rules, regulations, and penalties not to be in conflict with the other provisions of this act.

Section 24 1-2. That it shall be unlawful for any person to place, or cause to be placed, any obstruction of any nature whatsoever which will obstruct or impede the flow of water from any public road or in any drainage ditch along or across any public road or to obstruct the natural outlet for any water from any public road in Limestone County. Any person violating this act shall be guilty of a misdemeanor and on conviction shall be fined not less than \$10.00 nor more than \$100.00.

THE STATE OF ALABAMA,

Limestone County.

R. H. Walker, being duly sworn says: that he is publisher of the Limestone Democrat, a weekly newspaper published in Athens, Limestone County, Alabama; that the above and foregoing notice of intention to have enacted a local law for Limestone County, Alabama, was published in said Limestone Democrat for four successive weeks, said notice appearing in the issues of said paper of date December 23rd, December 30th, 1926, and January 6th and January 13th, 1927.

Subscribed and sworn to before me this January 15, 1927.

(Seal)

R. H. Walker.

Ruth Turner,
Notary Public.

By Mr. Rankin (With notice and proof) :

H. 224. To amend Sections 12, 16 and 21, and repeal Section 23, and add Section 13½ to, an act entitled an act: "To establish

an inferior court to be known as the Inferior Court of Athens, Alabama, in lieu of all justices of the peace and notaries public with power of justice of the peace in Athens Precinct No. 1, which lies within or partly within Athens, the county seat of Limestone County, Alabama, said county seat having a population of 1500 or more according to the last Federal census; to define the jurisdiction of powers of said court and the judges and officers of said court and the manner of their appointment or election and the payment of their salaries; and to define the jurisdiction and powers of said court and the judge thereof, approved October 6, 1920.

Local Legislation.

Notice and Proof H. 224:

NOTICE OF INTENTION TO ENACT LOCAL LAW

Notice is hereby given of the intention to have enacted a local law at the next regular session of the Legislature of Alabama; substantially as follows:

AN ACT

To amend Sections 12, 16 and 21, and repeal Section 23, and add Section 13 1-2 to, an act entitled an act: "To establish an inferior court to be known as the Inferior Court of Athens, Alabama, in lieu of all justices of the peace and notaries public with power of justice of the peace in Athens, Precinct No. 1, which lies within or partly within Athens, the county seat of Limestone County, Alabama, said county seat having a population of 1500 or more according to the last Federal census; to define the jurisdiction of powers of said court and the judges and officers of said court and the manner of their appointment or election and the payment of their salaries; and to define the jurisdiction and powers of said court and the judge thereof, approved October 6, 1920.

Be it enacted by the Legislature of Alabama that Sections 12, 16 and 21 of an act, entitled an act "to establish an inferior court to be known as the Inferior Court of Athens, Alabama, in lieu of all justices of the peace and notaries public with power of justice of the peace in Athens Precinct No. 1, which lies within or partly within Athens, the county seat of Limestone County, Alabama, said county seat having a population of 1500 or more according to the last Federal census; to define the jurisdiction and powers of said court and the judges and officers thereof to provide for a place of holding said court for the terms, salaries and compensation of the judge and officers of said court and the manner of their appointment or election and the payment of their salaries; and to define the jurisdiction and powers of said court and the judge thereof," approved October 6, 1920, be amended so as to read as follows, and that Section 23 of said act be repealed and that Section 13½ as hereinafter set out be added thereto:

Section 12. The fees and costs of said court shall be the same as are now allowed to justice courts of this state, except as otherwise herein provided, and shall be collected by the judge of said court. All of the costs, fees, fines and forfeitures collected by him in criminal cases shall be paid into the county treasury quarterly in any event, or monthly if desired by said judge so to do. The money so paid into the treasury of the county must be kept in a separate fund known as "the Inferior Court fund" and must be kept separate and apart from the other funds of said county.

Section 16. The judge of said court shall receive a salary of \$1350.00 per annum, payable monthly on the first day of each calendar month upon warrants drawn on the county treasury of the county by the judge of said court, and shall be payable only out of the "Inferior Court funds" and shall not be a claim against any other funds of the county. And in addition thereto said judge shall receive all of the costs and fees taxed and collected by him in civil cases filed in said court, except the fees for services by other officers.

Section 21. It shall be the duty of the judge of said court to ascertain the balance in the county treasury to the credit of said "Inferior Court funds" on the third day of July of each year, and to notify the Probate Judge of said county of the balance to the credit of said fund in the county treasury, and it shall be the duty of the Probate Judge to draw a warrant for the amount of said balance against said Inferior Court funds and transfer the same to the credit of the Fine and Forfeiture fund of said county.

Section 23. That Section 23 of said act be and the same hereby is repealed.

Section 13½. The judge of said Inferior Court shall receive for issuing a certificate of any judgment as provided in Section 13 the sum of fifty cents (50c) to be paid by the plaintiff in said judgment.

THE STATE OF ALABAMA,

Limestone County.

R. H. Walker being duly sworn says: that he is publisher of the Limestone Democrat, a weekly newspaper published in Athens, Limestone County, Alabama; that the above and foregoing notice of intention to have enacted a local law for Limestone County, Alabama, was published in said Limestone Democrat for four successive weeks, said notice appearing in the issues of said paper of date December 23rd, December 30th, 1926, and January 6th and January 13th, 1927.

R. H. Walker,

Subscribed and sworn to before me this January 15, 1927.

(Seal)

Ruth Turner,
Notary Public.

By Mr. Rankin (By request):

H. 225. To amend Section 6433 of the Code of Alabama.

Judiciary.

By Mr. Patterson:

H. 226. To prescribe the form of an indictment or complaint in prosecution for violating the road laws adopted and promulgated by the Courts of the County Commissioners or Boards of Revenue of the State of Alabama.

Public Roads and Highways.

By Mr. Patterson:

H. 227. To amend Section 235 of the Code of Alabama.

Judiciary.

By Mr. Burleson:

H. 228. To provide for the appointment of a joint committee to examine the Code of Alabama, 1923, for the purpose of ascertaining as far as practicable within the time allowed, the statutes brought forward into said Code that have become practically

obsolete; the Sections and provisions therein that are contradictory and irreconcilable, one with the other; and to make report to the Legislature of their findings, on the reconvening of the Legislature after its recess, and make recommendations as to such matters; to fix the compensation of the members of such committee and its clerk.

Rules.

By Mr. Hubbard:

H. 229. Defining Co-Operative Non-Profit Life Benefit Associations with representative form of government, providing the terms on which such associations may do business in this state, providing for the re-incorporation of such foreign associations, providing for the taxation, suits and service regulations and control of the business of such associations doing business in this state and providing the conditions under which such associations may become legal reserve life insurance companies."

Insurance and Insurance Companies.

By Mr. Hubbard:

H. 230. To repeal Section 5861 of the Code of Alabama.

Judiciary.

By Mr. Hubbard:

H. 231. To amend Section 9325 of the Code of Alabama.

Judiciary.

By Mr. Waddell:

H. 232. To define liability for participation in Breaches of Fiduciary Obligation and to make uniform the Law with reference thereto.

Judiciary.

By Mr. Waddell:

H. 233. To make uniform the law of transfer of shares of stock in corporation.

Judiciary.

By Mr. Waddell:

H. 234. Relating to the extradition of persons charged with crime, and to make uniform the law with reference thereto.

Judiciary.

By Mr. Waddell:

H. 235. To make uniform the law of sales of Goods.

Judiciary.

By Mr. Miller of Sumter:

H. 236. To authorize leaves of absence of employees of the State on full pay, who are members of the American Legion, and members of the American Legion Auxiliary, for the purpose of attending the National Legion Convention in Paris.

Military.

REPORT OF RULES COMMITTEE

Mr. Tunstall, Vice Chairman, of the Standing Committee on Rules, reported that said Committee in Session had acted on the following resolutions and returned same to the House with a favorable report:

By Mr. Monk:

H. R. 12. Resolved by the House that the Compensation of the Doorkeeper of the Gallery be fixed at Four and 50-100 (\$4.50) per day.

And the H. R. No. 12 was adopted by the House.

Also

By Mr. Fite:

H. R. 14. Be it resolved by the House as follows: Section 1. That all bills carrying appropriations from the State Treasury, or directly or indirectly increasing the demand on the State Treasury, shall, before being placed upon the Calendar for passage, be referred to the Committee on Appropriations, and favorably reported by said Committee.

Section 2. If any bills carrying such appropriation or so increasing demands on said Treasury shall in the discretion of the Speaker or by vote of the House, be first referred to Some Committee, other than said Committee on Appropriations, shall, if acted upon favorably by said Committee, be so reported to the House, with request that the same be re-referred to the said Committee on Appropriations for final action and the same shall thereupon be so re-referred.

Section 3. Nothing herein contained shall be construed as abridging or qualifying the right to take from the adverse calendar any bill which may be acted upon unfavorably by said Committee on Appropriations, under the rules of the House as now existing.

And the H. R. No. 14 was adopted by the House.

By Rules Committee:

H. J. R. 19. Resolved by the House, the Senate Concurring: That there is hereby created the following recess committees or commissions: Judiciary, Ways and Means, Educational, Good Roads, Game and Fish, Public Buildings, Agriculture, Banks, Banking and Insurance.

Resolved further, that said several committees shall each be composed of ten members from the House and four members from the Senate.

Resolved further, that the Speaker of the House shall appoint the members of each of the several committees from the House, and the Presiding Officer of the Senate shall appoint the members of each of the several committees from the Senate.

Resolved further, that the Speaker of the House and the Presiding Officer of the Senate shall each be ex-officio members of each of said several committees.

And the above H. J. R. 19 was adopted and concurred in by the House.

The following resolution was introduced.

By Mr. Burleson:

H. J. R. 20. Whereas, it is generally understood and believed, by those best qualified to know, that we have brought forward into the Code of Alabama, 1923, statutes and parts of statutes which have, in process of time, become practically obsolete and of no value, and that serve no other purpose than that of encumbering the Code and of confusing the administration of justice; and,

Whereas, it is generally understood and believed, by those best qualified to know, that there are in said Code many sections and provisions of statute law that are contradictory and irreconcilable, one with the other; now, therefore,

Be it resolved by the House, the Senate concurring, that there is hereby authorized a special committee to consist of five members, who are hereby authorized and required to make as exhaustive and thorough a study and examination of said Code as shall be practicable, to ascertain all of such obsolete statutes and all of such contradictory and irreconcilable statutes and provisions in said Code and make full report of their findings to the Legislature on the reconvening of the Legislature after its recess, with recommendations as to what should be done with reference to all such statutes, sections or provisions of said Code.

Be it further resolved that said committee shall draw and introduce into the House or Senate or both House and Senate such bill or bills as, in its judgment shall accomplish the end desired in such matters.

Be it further resolved that the President of the Senate shall appoint two of the members of such committee from members of the Senate and that the Speaker of the House shall appoint three of the members of such committee from the representatives in the House; that such committee shall perform its labors during the recess of the Legislature, and, shall report the results of its findings and make its recommendations to the House and to the Senate by or before the fifth legislative day after the day of the reconvening of the Legislature after such recess.

Be it further resolved that the committee shall have authority to employ a clerk who must be a capable and skillful stenographer and who shall receive not exceeding eight dollars per day. The members of the committee shall receive ten dollars per day, and the same mileage as is allowed to them by law as members of

the Legislature. The pay of members of such committee and clerk shall be for the whole time they are actually engaged in the work for which they are appointed, provided they do not take any recess longer than two days at a time. The Chairman of the committee shall certify to the Auditor the amount due the members and the clerk of such committee who must draw his warrant therefor on the State Treasurer.

Be it further resolved that any vacancy occurring in the Senate membership of the committee shall be filled by the President of the Senate, and any vacancy occurring in the House membership of the said committee, shall be filled by the Speaker of the House.

And was read one time and referred to the Standing Committee on Rules.

BILLS ON SECOND READING.

Mr. Simpson, Chairman of the Standing Committee on Judiciary, reported that said Committee in session had acted on the following Bills and ordered same returned to the House with a favorable report:

H. 19. To amend Section 8605 of the 1923 Code of Alabama.

H. 63. To declare November the Eleventh a legal holiday in the State of Alabama.

H. 68. For the relief of E. Finke and to appropriate for said E. Finke the sum of One Hundred Dollars for money paid by him for the use of the State for a license for the year 1925-26 for the operation of a poolroom in Cullman, Alabama.

H. 69. To amend Section 3238 of the Code of Alabama.

Mr. Simpson, Chairman of the Standing Committee on Judiciary reported that said Committee in session had acted on the following Bill and ordered same returned to the House with a favorable report, with substitute:

H. 62. To amend Section 3241 of the Code of Alabama of 1923.

Mr. Sanderson, Chairman of the Standing Committee on Revision of Laws, reported that said Committee in session had acted on the following Bills and ordered same returned to the House with a favorable report:

H. 91. To amend Section 6898 of the Code of Alabama of 1923, relating to the recording of conditional sales and lease contracts.

H. 172. To authorize and empower any State Institution including schools, colleges, and other educational institutions, to dispose of and convey any contingent interest which such insti-

tution or institutions may have in any property, whether the same be derived through a will or otherwise, and to authorize such institution to execute the necessary conveyance, or conveyances for such purpose.

H. 185. To fix the Ex Officio fees of the Sheriffs in all counties in this State which now have or which may hereafter have a population of fifty thousand people, and less than seventy five thousand people according to the last Federal Census or any such census which may hereafter be taken, and to regulate the payment of same.

H. 194. To amend Section 8505 of the Code of 1923.

Mr. Sanderson, Chairman of the Standing Committee on Revision of Laws, reported that said Committee in session had acted on the following Bill and ordered same returned to the House with a favorable report, with Amendment:

(With amendment):

H. 114. To regulate the feeding of prisoners in County jails and to provide for the manner of payment for the feeding of such prisoners.

Mr. Ware, Chairman of the Standing Committee on Appropriations, reported that said Committee in session had acted on the following Bills and ordered same returned to the House with a favorable report:

S. 13. To provide an appropriation for the construction and repair of buildings and the equipment of the Alabama School for the deaf located at Talladega, Alabama.

S. 14. To provide an appropriation for the construction and repair of buildings and the equipment of the Alabama School for the Blind located at Talladega, Alabama.

H. 115. To amend Section 952, Code of Alabama 1923.

Mr. Allen, Chairman of the Standing Committee on Agriculture, reported that said Committee in session had acted on the following bill and ordered same returned to the House with a favorable report:

H. 152. To prevent stock from running at large in the State of Alabama and to prescribe penalties for the violation of this act.

Mr. Waddell, Chairman of the Standing Committee on Constitution and Constitutional Amendments, reported that said Committee in session had acted on the following Bills and ordered same returned to the House with a favorable report:

H. 32. A Bill to be entitled An Act to submit to the qualified voters of the State of Alabama, at the general Election to be held

on the first Tuesday after the first Monday of November, 1928, for their consideration, an amendment to the Constitution of the State, fixing the salaries and compensations and allowances to be paid to the Judge of Probate, the Tax Assessor and the Tax Collector, the Clerk of the Circuit Court, the County Solicitor and the County Treasurer, of Walker County, requiring the said officers to cover the fees collected by them into the county treasury of Walker County and authorizing the disposition of said funds, and empowering the Legislature thereafter to fix and regulate and alter the costs, charges, and fees and salaries of such officers, including the method and basis of their compensation.

Be it Enacted by the Legislature of Alabama:

Section 1. That the following amendment to the Constitution of Alabama is hereby proposed, to be submitted to the qualified voters of Alabama, for their consideration, as hereafter set forth, viz: Commencing on the first Tuesday after the second Monday in January, 1929, subsequent to the General Election to be held on the first Tuesday after the first Monday of November, 1928, the compensation and allowance of the following named county officers of Walker County shall be as follows: Salary of Judge of Probate of Walker County, \$5,000.00 per year, net; allowance of \$7,500.00 per annum for office expenses as follows: One clerk at \$2,100.00 per annum; two clerks at \$1,500.00 per annum, each; and \$2,400.00 per annum for all other expenses, including extra clerks. The said \$2,400.00 to be paid to the Judge of Probate in monthly instalments and disbursed by him. The Tax Assessor of Walker County shall receive a salary of \$4,000.00 per year, net; allowance of \$2,100.00 per year for a chief clerk in said office; \$1,200.00 for an assistant clerk in said office, and \$700.00 per year for extra help and other expenses. The Tax Collector of Walker County shall receive a salary of \$4,000.00 per year, net; allowance of \$1,500.00 per year for his clerk in said office and \$1,000.00 for extra help and other expenses. The Circuit Clerk of Walker County shall receive a salary of \$3,600.00 per year, net; allowance of \$1,800.00 per year for a chief clerk in said office and \$1,000.00 for extra help and other expenses. The County Solicitor of Walker County shall receive a salary of \$2,400.00 per year, net. The County Treasurer of said county shall receive a salary of \$2,400.00 per year, net. The above named amounts shall be in lieu of all compensations and allowances to the respective named officers. The above named officers shall collect the fees heretofore collected by them, or allowed by law for such services, and shall cover such fees into the county treasury on the first Monday of each month, to be kept in a separate fund to be designated as "The Salary Fund;" that out of such funds the above named amounts for salaries and allowances

for said officers shall be paid as the salaries of other county officers are paid; that the residue or remainder of such fund shall be paid by the County Treasurer or other custodian of such funds into the treasury of the school funds of Walker County and shall become a part of the school funds of said county and to be used by the Board of Education of Walker County in prolonging the terms of the public schools of said county, so that all of the school children of said county shall receive a benefit therefrom so far as is practicable, until changed or modified by local or general laws. The Board of County Commissioners or other governing body of Walker County shall provide said officers with necessary quarters, books, stationery and other conveniences. The Legislature of Alabama may hereafter, from time to time, by local or general laws, fix, regulate and alter the amount of the above named salaries and allowances, including the method and basis of their compensation, also fix, regulate and alter amount of compensation received by all other county officers of said county.

Section 2. That it shall be the duty of the Governor to give notice by proclamation, to be published in one newspaper in each county in the State, at least eight consecutive weeks, next preceding the general election in November, 1928, of the election on the amendment proposed by this act, to be submitted to the qualified voters of the State, for their consideration, together with the proposed amendment.

Section 3. That at the general election in November, 1928, an election shall be held for the vote of the qualified electors of the State upon the proposed amendment. Upon the ballots used at such election, shall be printed the following: "Amendment to the Constitution, fixing the compensation and allowances of the following named county officers of Walker County, commencing on the first Tuesday after the second Monday in January, 1929, subsequent to the General Election in November, 1928, as follows: Salary of Judge of Probate of Walker County, \$5,000.00 per year, net; allowance of \$7,500.00 per annum for office expenses as follows: One clerk at \$2,100.00 per annum; two clerks at \$1,500.00 per annum, each; and \$2,400.00 per annum for all other expenses, including extra clerks. The said \$2,400.00 to be paid to the Judge of Probate in monthly instalments and disbursed by him. The Tax Assessor of Walker County shall receive a salary of \$4,000.00 per year, net; allowance of \$2,100.00 per year for a chief clerk in said office; \$1,200.00 for an assistant clerk in said office, and \$700.00 per year for extra help and other expenses. The Tax Collector of Walker County shall receive a salary of \$4,000.00 per year, net; allowance of \$1,500.00 per year for his clerk in said office, and \$1,000.00 for extra help and other expenses. The Circuit Clerk of Walker County shall receive a salary of \$3,600.00 per year, net;

allowance of \$1,800.00 per year for a chief clerk in said office, and \$1,000.00 for extra help and other expenses. The County Solicitor of Walker County shall receive a salary of \$2,400.00 per year, net. The County Treasurer of said County shall receive a salary of \$2,400.00 per year, net. The above named amounts shall be in lieu of all compensations and allowances to the respective named officers. The above named officers shall collect the fees heretofore collected by them, or allowed by law for such services, and shall cover such fees into the county treasury on the first Monday of each month, to be kept in a separate fund to be designated as "The Salary Fund;" that out of such funds the above named amounts for salaries and allowances for said officers shall be paid as the salaries of other county officers are paid; that the residue or remainder of such fund shall be paid by the County Treasurer or other custodian of such fund into the treasury of the school funds of Walker County, and shall become a part of the school funds of said county and to be used by the Board of Education of Walker County in prolonging the terms of the public schools of said county, so that all of the school children of said county shall receive a benefit therefrom so far as is practicable, until changed or modified by local or general laws. The Board of County Commissioners or other governing body of Walker County shall provide said officers with necessary quarters, books, stationery and other conveniences. The Legislature of Alabama may hereafter, from time to time, by local or general laws, fix, regulate and alter the amount of the above named salaries and allowances, including the method and basis of their compensation, also fix, regulate and alter amount of compensation received by all other county officers of said county." Following the proposed amendment on the ballot shall be printed the word "Yes," and immediately under that shall be printed the word "No." The choice of the elector shall be indicated by the cross-mark by him opposite the word expressing his desire.

Section 4. The officers of such general election shall open a poll for the vote of the qualified electors upon the proposed amendment. The election shall be held in all things in accordance with the law governing general elections. In the election upon such proposed amendment, the votes cast thereat shall be canvassed, tabulated, and the returns thereof made to the Secretary of State, and counted in the same manner as in elections for representatives to the Legislature, and if it shall thereupon appear that a majority of the qualified electors who voted upon the proposed amendment voted in favor of the same, such amendment shall be valid to all intents and purposes as a part of the Constitution of Alabama. The result of such election shall be made known by proclamation of the Governor.

The above and foregoing bill H. 32 was read a second time at length and placed on the calendar.

H. 154. A Bill to be entitled an Act to provide and submit to the qualified electors of the State of Alabama at an election to be held at the next general election at which this amendment is proposed, an amendment to the Constitution of the State of Alabama, whereby each municipal corporation in the State of Alabama may levy and collect a rate of taxation on the property situated therein not exceeding in the total in any one year one per centum of the value of such property, as assessed, as provided by the Constitution and statutes now or hereafter enacted pursuant to the Constitution; provided, this amendment shall not reduce the rate of taxation which any municipal corporation in the State of Alabama may levy and collect under the Constitution as previously amended.

Be it Enacted by the Legislature of Alabama:

Section 1. That the following amendment to the Constitution of Alabama is hereby proposed to be submitted to the qualified electors of the State of Alabama for their consideration and actions at an election to be held at the next general election at which this amendment is proposed, to-wit:

"Each municipal corporation in the State of Alabama may levy and collect a rate of taxation in any one year on the property situated therein not exceeding in the total in any one year one per centum of the value of such property, as assessed, as provided by the Constitution and statutes now or hereafter enacted pursuant to the Constitution; provided, this amendment shall not reduce the rate of taxation which any municipal corporation in the State of Alabama may levy and collect under the Constitution as previously amended."

Section 2. That it shall be the duty of the Governor to give notice by proclamation, to be published in one newspaper in each county in the State at least eight consecutive weeks next preceding the said election on the amendment proposed by this act to be submitted to the qualified electors of the State for their consideration, together with the proposed amendment.

Section 3. That at the said election on the amendment proposed by this act to be submitted to the qualified electors of the State for their consideration, to be held as herein provided for, the qualified electors shall vote upon said amendment, and on the official ballots printed for such election there shall be printed the following, viz:

"Shall the following be adopted as an amendment to the Constitution of Alabama: Each municipal corporation in the State of Alabama may levy and collect a rate of taxation in any one year on the property situated therein not exceeding in the total

in any one year one per centum of the value of such property, as assessed, as provided by the Constitution and statutes now or hereafter enacted pursuant to the Constitution; provided, this amendment shall not reduce the rate of taxation which any municipal corporation in the State of Alabama may levy and collect under the Constitution as previously amended."

Following the proposed amendment on the ballot shall be printed the word "Yes," and immediately under that shall be printed the word "No." The choice of the elector shall be indicated by a cross mark made by him, or under his direction, opposite the word expressing his desire.

Section 4. That the officers to hold such election shall be the same, and shall be appointed in the same manner and by the same officials as provided by the election law of the State for the appointment of officers to hold general elections in this State, and the election shall be held in all things in accordance with the laws governing general elections and with the constitutional provisions concerning amendments to that instrument.

Section 5. That the votes cast at said election shall be counted, canvassed and tabulated and return made to the Secretary of State in the same manner as in elections of representatives to the legislature; and if it shall appear that a majority of the qualified electors who voted at such election upon the proposed amendment voted in favor of the same, such amendment shall be valid in all intents and purposes as a part of the Constitution of Alabama. The result of such election shall be made known by proclamation of the governor.

Section 6. The expenses of the election herein provided for and the cost of the publication of the notices shall be paid out of the state treasury in the same manner as the expenses of other general elections are paid.

The above and foregoing bill H. 154 was read a second time at length and placed on the calendar.

Mr. Starnes, Chairman of the Standing Committee on Privileges and Elections, reported that said Committee in session had acted on the following Bills and ordered same returned to the House with a favorable report:

H. 39. To validate and legalize elections heretofore held under the provisions of Article 12, Section 223 to 246 inclusive of the School Code of Alabama, 1924, providing for elections to authorize any County in the State to levy and collect special County Tax for public school purposes not to exceed thirty (30) cents on each one hundred dollars (\$100.00) worth of taxable property in such county; to authorize any school district, in any county that may be levying special county taxes for school purposes of not less than thirty (30) cents on each one hundred dollars

(\$100.00) worth of taxable property in such county, to levy a special district tax for school purposes not to exceed thirty (30) cents on each one hundred dollars worth of taxable property in such school district; and to authorize boards of education to issue interest bearing warrants to erect, repair and equip school buildings and to otherwise improve school facilities."

H. 84. To provide for the punishment for any voter who votes, or attempts to vote more than once in a Primary Election.

Mr. Winn, Chairman of the Standing Committee on Commerce and Common Carriers, reported that said Committee in session had acted on the following Bill and ordered same returned to the House with a favorable report:

H. 149. To amend Subdivision 16 of Section 6755 of the Code of 1923.

Mr. Hawkins, Chairman of the Standing Committee on Municipal Organization reported that said Committee in session had acted on the following bills and ordered same returned to the House with a favorable report:

H. 144. To amend Section 2051 of the Code of Alabama of 1923.

H. 145. Regulating the issuance of injunctions against municipalities of the State.

H. 173. To provide for and create a commission form of government in all cities of the State of Alabama and having a population of not less than one thousand nor more than twenty-five thousand by the last or any subsequent Federal census whose corporate limits may have been or may hereafter be so altered or re-arranged as to include the territory of one or more other cities and towns by any act passed by this session of the Legislature or by any act that may be passed at this or any subsequent session of the Legislature; to provide for the appointment of commissioners for such cities by the governor and fix their terms and salaries; to confer and impose upon the commissioners so appointed all the powers conferred and imposed upon commissioners of Class D Cities by Article 46 of Chapter 43 of the Code of 1923 and upon consolidated cities and towns by Article 10 of Chapter 43 of the Code of 1923 and other applicable general laws of the State; to fix the time and provide for the holding of an election as to whether such cities whose limits have been so altered or re-arranged shall return to or adopt the aldermanic form of government; to provide for the division of said cities into wards; to provide for the election by the commissioners of one or more such school boards as may be necessary to comply with the constitution and laws of Alabama and of the United States and to confer upon such cities all such powers to

impose and collect special taxes from persons and property as were possessed by either of the cities and towns so included in its new corporate limits and providing that the funds so raised by special taxation shall be apportioned and expended in the manner required by the Constitution and laws of Alabama and of the United States.

Mr. Lee, Chairman of the Standing Committee on Banks and Banking, reported that said Committee in session had acted upon the following bill and ordered same returned to the House with a favorable report:

H. 33. To authorize the loan of money at 7% or less, and to aggregate the principal and interest at the date of the loan for the entire period of the loan and to divide the sum of the principal and interest for the entire period of the loan into monthly or other installments.

Mr. Carter, Chairman of the Standing Committee on Military, reported that said committee in session had acted on the following bill and ordered same returned to the House with a favorable report:

H. 138. To create a State Service Commissioner, and to fix the duties and compensation of such Commissioner, and to make an appropriation to carry out the purpose of this act.

Mr. Morrow, Chairman of the Standing Committee on Local Legislation, reported that said Committee in session had acted on the following bills and ordered same returned to the House with a favorable report:

H. 135. To fix the salary of the Deputy Solicitor for Escambia County, Alabama, and provide for the manner of payment of the same.

H. 142. To further amend an act entitled "An Act to establish an Inferior Criminal Court for Jefferson County, Alabama, to define the jurisdiction and power of said court, the judge, clerk, and other officers thereof; to provide for the place of holding said court, terms and salaries of said judge and officers of said court, the manner of their appointment and election, and the payment of their salaries," approved September 10, 1919 (Local Acts of 1919 page 121 to 130, inclusive), and the act amending said act, approved February 9, 1923 (Local Acts of 1923, page 16 to 19, inclusive), and to provide for the increase of the salary of the judge and other officers and employees of said court, and to amend the provisions as to the judges, officers and employees of said court, their number, appointment, authority and to provide for the creation and manner of appointment, duties and salary of an additional judge of said court, to be known as Supernumerary Judge.

H. 153. To alter and re-arrange the boundary lines of the City of Demopolis, Alabama, so as to include within the Corporate limits of said City the territory described in Section One of this Bill

H. 163. To provide for the appointment and removal of bailiffs in each circuit in the State of Alabama composed of only one county, which now has or which may hereafter have three Circuit Judges, to require all processes or papers to be served or executed by them to be placed in their hands for service or execution; to prescribe their duties and authority, to fix their compensation, to fix the fees or commissioners for their services and to prescribe the method of collecting the same, to require such bailiffs to give bond; and to provide transportation for such bailiffs while performing their duties, and for payment therefor by the county composing such circuit.

H. 162. To require all State and County Officers who are not on a salary exclusively, but who receive fees or part fees for their services and compensation, to file monthly itemized statements under oath with the Treasurer or such other corresponding officer in their respective counties showing moneys received and expended by said officers in their respective offices and departments, in all counties of the State of Alabama having a population of not less than ninety thousand and not exceeding three hundred thousand according to the last or any subsequent Federal census, and to provide penalties for failure to file such reports and for filing false reports.

H. 164. To fix and regulate the compensation of sheriffs, deputies sheriff, jailors, matrons and assistants, and to provide for the appointment of deputies, jailors, matrons and assistants, and the expense incident thereto, in all counties of the State of Alabama, having a population of not less than ninety thousand, and not more than two hundred and seventy-five thousand, according to the last or any subsequent federal census, and to provide for paying same in lieu of fees now allowed or provided by law.

H. 165. To fix and regulate the compensation of Tax Collectors and Assistants and expenses incident to the office of Tax Collector of all counties of the State of Alabama having a population of not less than ninety thousand and not more than two hundred and seventy-five thousand according to the last or any subsequent Federal Census, and to provide for paying same in lieu of fees now allowed or provided by law and to provide for the appointment of said clerks and assistants.

H. 166. To fix and regulate the compensation of Tax Assessors and Assistants and expenses incident to the office of Tax Assessor of all counties of the State of Alabama having a population of not less than ninety thousand and not more than two hun-

dred and seventy-five thousand according to the last or any subsequent Federal Census, and to provide for paying same in lieu of fees now allowed or provided by law and to provide for the appointment of said clerks and assistants.

H. 168. To fix and regulate the compensation of Judges of Probate, Clerks and Assistants to Judges of Probate in all counties of the State of Alabama having a population of not less than ninety thousand and not more than two hundred and seventy-five thousand according to the last or any subsequent Federal Census and to provide for paying same in lieu of fees now allowed or provided by law, and to provide for the appointment of such clerks and assistants.

H. 169. To provide for the appointment of deputy registers and deputy clerks for circuit courts in all judicial circuits in the State having more than two and less than five circuit judges; to prescribe the duties and fix the compensation and salary of such deputies.

H. 186. To fix the salary of the Deputy Solicitor of Washington County, Alabama.

H. 181. To provide additional duties and confer additional powers on each member of the Court of County Commissioners of Talladega County, Alabama in supervising the construction, maintenance and upkeep of the roads and bridges in his district, and to fix the salary and compensation of said Commissioners.

H. 86. To change the amount, or fix the amount, of the salary or compensation of the County Treasurers of any counties in the State, having a population of not less than ninety thousand, nor more than one hundred and eighty thousand, according to the last, or to any succeeding Federal census; to provide the method and manner of its payment, and to repeal all laws, or parts of laws, general, local or special, in conflict with the provisions of this act.

H. 58. To create and provide a registrar of automobiles in all counties in Alabama having more than 200,000 population, according to the last or any succeeding Federal census.

H. 103. To validate the proceedings of the Court of County Commissioners of Escambia County, Alabama, made and entered since February 1, 1923, so far as the same relate to all loans made to said County, and to validate and confirm all outstanding county warrants and refunding warrants for money borrowed for County purposes.

Mr. Guy, Chairman of the Standing Committee on Penitentiaries, reported that said committee in session had acted on the following bill and ordered same returned to the House with a favorable report:

H. 182. To amend Sections 24 and 25, Code of Alabama 1923.

Mr. Adcock, Chairman of the Standing Committee on Pensions, reported that said Committee in session had acted on the following bill and ordered same returned to the House with a favorable report with substitute:

H. 117. (With substitute) To amend Section 2948 and 2973 of the Code of Alabama 1923.

Mr. Moxley, Chairman of the Standing Committee on Public Health, reported that said Committee in session had acted on the following bills and ordered same returned to the House with a favorable report:

H. 148. To amend Section 1053 of the Code of Alabama, 1923.

H. 176. To safeguard the distribution and sale of certain dangerous caustic or corrosive acids, alkalis, and other substances in the State of Alabama, to be known as the caustic alkali or acid act. And prescribe a punishment for the violation thereof.

The above and foregoing bills were severally read a second time and placed on the calendar.

BILLS REPORTED ADVERSELY

Mr. Starnes, Chairman of the Standing Committee on Privileges and elections reported that said Committee, in session, had acted on the following bill and ordered same returned to the House with an adverse report:

By Mr. Stewart (Bibb):

H. 40. To amend Sections 1 and 4 on an Act entitled "An Act to regulate elections; to provide for the registration of electors, and the preparation and furnishing of a list of the qualified electors to the election inspectors," approved Oct. 2, 1920.

Mr. Ware, Chairman of the Standing Committee on Appropriations reported that said Committee, in session, had acted on the following bill and ordered same returned to the House with an adverse report:

By Mr. Miller (Sumter):

H. 54. To pay the town of Livingston for a school building and lot conveyed by said town to the State for the State Normal School located at Livingston.

Mr. Sanderson, Chairman of the Standing Committee on Revision of laws reported that said Committee, in session, had acted

on the following bill and ordered same returned to the House with an adverse report:

By Mr. Powell:

H. 183. To amend Section 4654 of the Code of Alabama of 1923, relating to fees to be taxed for arrests and seizures in prohibition cases.

The above and foregoing bills were severally read a second time and placed on the adverse calendar.

NOTICE TO TAKE FROM ADVERSE CALENDAR

Mr. Stewart of Bibb, gave notice that on tomorrow he would make a motion to take the Bill

H. 40. To amend sections 1 and 4 of an Act entitled "An Act to regulate elections; to provide for the registration of electors, and the preparation and furnishing of a list of the qualified electors to the election inspectors," approved Oct. 2, 1920.

From the adverse calendar of the House and place said Bill H. 40 upon the regular calendar of the House for passage.

BILL INDEFINITELY POSTPONED

On motion of Mr. Lee the Bill

H. 16. To amend Section 6277 of Code of Alabama.
Was indefinitely postponed.

MESSAGE FROM THE SENATE

Mr. Speaker:

The President of the Senate having signed the following Senate Bill, your signature thereto is requested:

By Mr. Teasley:

S. 34. To amend Section 6277 of the Code of Alabama of 1923.

J. E. Speight,
Secretary.

SIGNING OF SENATE BILL

The Speaker of the House in the presence of the House, immediately after the title had been publicly read by the Clerk, the reading at length having been dispensed with by a two-thirds vote of a quorum present, signed the Bill, the title to which is set out in the above and foregoing Message from the Senate.

MESSAGE FROM THE SENATE

Mr. Speaker:

The Senate has passed the following House bill and returns same herewith to the House.

H. 8. To repeal an Act approved September 14, 1923, entitled: "An Act to protect the title of motor vehicles within this State; to provide for the issuance of certificates of title and evidence of registration thereof; to regulate purchase and sale or other transfer of ownership; to facilitate the recovery of motor vehicles stolen or otherwise unlawfully taken; to provide for the regulation and licensing of certain dealers in used and second-hand vehicles as herein defined; to provide for sale of vehicle with engine number altered or changed; to prescribe the powers and duties of the State Tax Commission and Probate Judges hereunder; and to provide penalties for violation of the provisions hereof."

J. E. Speight,
Secretary.

REPORT OF STANDING COMMITTEE ON ENROLLED BILLS

Mr. Speaker:

Your standing committee on Enrolled Bills reports that it has examined the following House Bill and House Joint Resolution.

By Mr. Goodwyn:

H. 5. To provide funds for the repair or improvement of the Capitol.

Also:

By Mr. Merrill:

H. J. R. 18. For Memorializing the Congress of the United States to abolish the Federal Estate Tax.

Also:

By Mr. Poole:

H. 8. To repeal an act approved September 14, 1923, entitled: "An Act to protect the title of motor vehicles within this State; to provide for the issuance of certificates of title and evidence of registration thereof; to regulate purchase and sale or other transfer of ownership; to facilitate the recovery of motor vehicles stolen or otherwise unlawfully taken; to provide for the regulation and licensing of certain dealers in used and second-hand vehicles as herein defined; to provide for sale of vehicle with engine number altered or changed; to prescribe the powers and duties of the State Tax Commission and Probate Judges hereunder; and to provide penalties for violation of the provisions hereof."

And finds same correctly Enrolled.

Robt. B. Harwood,
Chairman.

SIGNING OF BILLS AND H. J. RESOLUTION

The Speaker of the House, in the presence of the House, immediately after the titles had been publicly read by the Clerk,

the reading at length having been dispensed with by a two-thirds vote of a quorum present, signed the bills and House joint resolution, the titles to which are set out in the above and foregoing report of the Standing Committee on Enrolled Bills.

MESSAGE FROM THE SENATE

Mr. Speaker:

The Senate has originated and adopted the following Senate Joint Resolution, and sends same herewith to the House:

By Mr. Fite:

S. J. R. 30. Resolved by the Senate, the House concurring; That it is the sense of the two houses that no bills carrying appropriations or increases in salaries will be considered for passage until after the Legislature shall have recessed and re-convened and the recess committees shall have reported to their respective bodies. This resolution, however, not to apply to any bill now on the calendar of either house.

J. E. Speight,
Secretary.

SENATE MESSAGE

The S. J. R. 30 set out in the above and foregoing message from the Senate was read one time and referred to the Standing Committee on Rules.

MESSAGE FROM THE SENATE

Mr. Speaker:

The Senate has concurred in and adopted the following House Joint Resolution:

H. J. R. 16. Authorizing the Secretary of State to have bound in book form the laws of the extra session of the Legislature with the laws of the regular session.

And returns same herewith to the House.

J. E. Speight,
Secretary.

MESSAGE FROM THE SENATE.

Mr. Speaker:

The Senate has originated and passed the following bills and sends same herewith to the House without engrossment:

By Mr. Holmes:

S. 62. To protect and preserve the diamond backed terrapin and to impose the penalties for violation of the provisions of this Act.

J. E. Speight,
Secretary.

SENATE MESSAGE

The Senate bill, the title to which is set out in the above and foregoing message from the Senate, was read one time and referred to an appropriate standing committee as follows:

Game, Fish and Fisheries, S. 62.

MESSAGE FROM THE SENATE

Mr. Speaker:

The Senate has originated and passed the following bills and sends same herewith to the House:

By Mr. Fite:

S. 21. To regulate the answer of garnishments in justice courts and inferior courts created in lieu of justice courts in all counties of the State of Alabama having a population of over 200,000 according to the last Federal census.

Also:

By Mr. Warren (with notice and proof):

S. 49. To further prescribe the duties and fix the salary of the Court Reporter of the Sixth Judicial Circuit of Alabama, and to provide for the payment of same.

With notice and proof thereto attached and herewith exhibited as follows:

NOTICE OF LOCAL BILL

Notice is hereby given that at the next regular session of the Legislature of Alabama, in 1927, application will be made to the Legislature to pass an Act, in substance, as follows:

AN ACT

To further prescribe the duties and fix the salary of the Court Reporter of the Sixth Judicial Circuit of Alabama, and to provide for the payment of same.

Be it Enacted by the Legislature of Alabama:

Section 1: That from and after the passage of this Act, the official court reporter of the Sixth Judicial Circuit of Alabama, shall receive a salary of Twenty-Seven Hundred (\$2700.00) dollars, per annum, payable as provided by law for the payment of court reporters.

Section 2: In addition to the duties now required by law of court reporters, the official court reporter of the Sixth Judicial Circuit, when not engaged in his regular duties in the Circuit Court, shall report the oral testimony and proceedings in all contested will cases in the Probate Court of Tuscaloosa County, Alabama, all habeas corpus proceedings, and all preliminary hearings in felony cases before a committing magistrate in said County.

NOTICE OF LOCAL BILL

Notice is hereby given that at the next regular session of the Legislature of Alabama, in 1927, application will be made to the Legislature to pass an Act, in substance, as follows:

AN ACT

To further prescribe the duties and fix the salary of the Court Reporter of the Sixth Judicial Circuit of Alabama, and to provide for the payment of same.

Be it Enacted by the Legislature of Alabama:

Section 1: That from and after the passage of this Act, the official court reporter of the Sixth Judicial Circuit of Alabama, shall receive a salary of Twenty-Seven Hundred (\$2700.00) dollars, per annum, payable as provided by law for the payment of court reporters.

Section 2: In addition to the duties now required by law of court reporters, the official court reporter of the Sixth Judicial Circuit, when not engaged in his regular duties in the Circuit Court, shall report the oral testimony and proceedings in all contested will cases in the Probate Court of Tuscaloosa County, Alabama, all habeas corpus proceedings, and all preliminary hearings in felony cases before a committing magistrate in said County.

STATE OF ALABAMA,

Tuscaloosa County.

Before the undersigned authority, personally appeared Aaron Miller, who being duly sworn on oath says, that he is the publisher of The Tuscaloosa News, a daily newspaper published at Tuscaloosa, Tuscaloosa County, Alabama, and that the attached notice was published four (4) times, once each week in said Tuscaloosa News, on the following dates, November 30th, December 7th, December 14th, and December 21, 1926.

NOTICE OF LOCAL BILL

Notice is hereby given that at the next regular session of the Legislature of Alabama, in 1927, application will be made to the Legislature to pass an Act, in substance, as follows:

An Act to further prescribe the duties and fix the salary of the Court Reporter of the Sixth Judicial Circuit of Alabama, and to provide for the payment of same.

Be it enacted by the Legislature of Alabama:

Section 1: That from and after the passage of this Act, the official court reporter of the Sixth Judicial Circuit of Alabama, shall receive a salary of Twenty-Seven Hundred (\$2700.00) dollars, per annum, payable as provided by law for the payment of court reporters.

Section 2: In addition to the duties now required by law of court reporters, the official court reporter of the Sixth Judicial Circuit, when not engaged in his regular duties in the Circuit Court, shall report the oral testimony and proceedings in all contested will cases in the Probate Court of Tuscaloosa County, Alabama—all habeas corpus proceedings, and all preliminary hearings in felony cases before a committing magistrate in said County.

NOTICE OF LOCAL BILL

Notice is hereby given that at the next regular session of the Legislature of Alabama, in 1927, application will be made to the Legislature to pass an Act, in substance, as follows:

An Act to further prescribe the duties and fix the salary of the Court Reporter of the Sixth Judicial Circuit of Alabama, and to provide for the payment of same.

Be it enacted by the Legislature of Alabama:

Section 1: That from and after the passage of this Act, the official court reporter of the Sixth Judicial Circuit of Alabama, shall receive a

salary of Twenty-Seven Hundred (\$2700.00) dollars, per annum, payable as provided by law for the payment of court reporters.

Section 2: In addition to the duties now required by law of court reporters, the official court reporter of the Sixth Judicial Circuit, when not engaged in his regular duties in the Circuit Court, shall report the oral testimony and proceedings in all contested will cases in the Probate Court of Tuscaloosa County, Alabama—all habeas corpus proceedings, and all preliminary hearings in felony cases before a committing magistrate in said County.

NOTICE OF LOCAL BILL

Notice is hereby given that at the next regular session of the Legislature of Alabama, in 1927, application will be made to the Legislature to pass an Act, in substance, as follows:

An Act to further prescribe the duties and fix the salary of the Court Reporter of the Sixth Judicial Circuit of Alabama, and to provide for the payment of same.

Be it enacted by the Legislature of Alabama:

Section 1: That from and after the passage of this Act, the official court reporter of the Sixth Judicial Circuit of Alabama, shall receive a salary of Twenty-Seven Hundred (\$2700.00) dollars, per annum, payable as provided by law for the payment of court reporters.

Section 2: In addition to the duties now required by law of court reporters, the official court reporter of the Sixth Judicial Circuit, when not engaged in his regular duties in the Circuit Court, shall report the oral testimony and proceedings in all contested will cases in the Probate Court of Tuscaloosa County, Alabama—all habeas corpus proceedings, and all preliminary hearings in felony cases before a committing magistrate in said County.

NOTICE OF LOCAL BILL

Notice is hereby given that at the next regular session of the Legislature of Alabama, in 1927, application will be made to the Legislature to pass an Act, in substance, as follows:

An Act to further prescribe the duties and fix the salary of the Court Reporter of the Sixth Judicial Circuit of Alabama, and to provide for the payment of same.

Be it enacted by the Legislature of Alabama:

Section 1: That from and after the passage of this Act, the official court reporter of the Sixth Judicial Circuit of Alabama, shall receive a salary of Twenty-Seven Hundred (\$2700.00) dollars, per annum, payable as provided by law for the payment of court reporters.

Section 2: In addition to the duties now required by law of court reporters, the official court reporter of the Sixth Judicial Circuit, when not engaged in his regular duties in the Circuit Court, shall report the oral testimony and proceedings in all contested will cases in the Probate Court of Tuscaloosa County, Alabama—all habeas corpus proceedings, and all preliminary hearings in felony cases before a committing magistrate in said County.

Aaron Miller.

Sworn to and subscribed before me, this the 27 day of December, 1926.

R. Connell,

Notary Public and Ex-Officio Justice of the Peace.

J. E. Speight,
Secretary.

SENATE MESSAGE

The Senate bills, the titles to which are set out in the above and foregoing message from the Senate, were severally read one time and referred to appropriate standing committees as follows:

Judiciary, S. 21, S. 49.

MESSAGE FROM THE SENATE

Mr. Speaker:

The Senate has passed the following House bills, and returns same herewith to the House:

H. 18. To make an appropriation of six hundred thousand (\$600,000.00) dollars, or so much thereof as may be necessary, to the State Board of Education for the further support and maintenance of the public schools of the State in order that a minimum school term of seven months or 140 days may be provided for the current fiscal year ending September 30, 1927.

Also:

H. 60. To provide for the expenses incurred by members of the Legislature of Alabama while in attendance upon sessions of the Legislature.

Also:

H. 4. To amend Section 906 of the Code of Alabama of 1923.

J. E. Speight,
Secretary.

MESSAGE FROM THE SENATE

Mr. Speaker:

The Senate has originated and passed the following bills and sends same herewith to the House without engrossment:

By Mr. Jones:

S. 74. To create a commission to be known as The Alabama Muscle Shoals Commission, to provide its appointment, to define its duties and powers and to make an appropriation for its expenses.

J. E. Speight,
Secretary.

SENATE MESSAGE

The Senate bill, the title to which is set out in the above and foregoing message from the Senate, was read one time and referred to an appropriate standing committee as follows:

Rules, S. 74.

CERTIFICATE OF CLERK

To the House of Representatives:

I hereby certify that the bills hereinafter mentioned were delivered to the Executive Department on the dates and hours named, and that I hold the receipt of the Executive Department for same:

Delivered to the Governor January 27, 1927, at 12 o'clock noon:

H. 5; H. J. R. 18 and H. 8.

J. H. Stewart,
Clerk.

BILLS ON THIRD READING

H. 71. To repeal an Act entitled An Act to regulate the issue of garnishments by jutsices of the peace, and notaries public, with same jurisdiction and powers of a justice of the peace and proceedings therein when a demand owing for, or on account of personal services rendered, or to be rendered, by the defendant is sought to be subjected by process of garnishment in the counties of Colbert and Franklin, approved February 21, 1893, in so far as the same relates to or affects Colbert County.

Was read a third time at length and passed.

Yeas, 73; Nays, 0.

Yeas:

Messrs:

Mr. Speaker
Adcock
Allen
Anderson
Ashcraft
Baldwin
Bartlett
Beebe
Brunson
Bryant
Burleson
Burns
Byars
Cannon
Carter
Christian
Cockrell
Cook
Darden

Deloney
Denson
Desear
Edmundson
Edwards
Fite
Frey
Golson
Goode
Goodwyn
Graves
Grove
Gullatt
Guy
Hampton
Harwood
Hawkins
Hightower

Hollis
Howell
Hubbard
Hughes
Jeter
Johnson
Jones (Bullock)
Jones (Cleburne)
Jordan (Etowah)
Jordan (Washington)
Kirkpatrick
Lee
Luck
McAdory
Merrill
Molette
Monk
Morrow
Moxley
Mullen
Nipper
Norman
Owens
Parish
Pegues
Poole
Powell
Rankin
Ringer
Rivers
St. John
Shivers
Smith
Tunstall
Ware
Winn

—73

H. 22. Amending Section 8777 of the Code of Alabama as approved August 17th, 1923.

Was read a third time at length and passed.

Yeas, 79; Nays, 0.

Yeas:

Messrs:

Adcock	Fite	Merrill	St. John
Allen	Frey	Miller (Sumter)	Shepherd
Anderson	Golson	Molette	Shivers
Ashcraft	Goodwyn	Monk	Simpson
Beebe	Grove	Morrow	Smith
Brunson	Guy	Moxley	Starnes
Bryant	Harwood	Mullen	Stephens
Burleson	Hightower	Nipper	Stewart (Calhoun)
Burns	Hollis	Norman	Thompson
Byars	Hubbard	Parish	Tompkins
Cannon	Johnson	Patterson	Tunstall
Carter	Jordan (Etowah)	Pegues	Vickers
Christian	Jordan (Washington)	Pitts	Waddell
Cockrell	Kirkpatrick	Poole	Wallace
Cook	Langdon	Powell	Ward (Geneva)
Darden	Lawler	Quillin	Ward (Tuscaloosa)
Denson	Lee	Rankin	Ware
Desear	Luck	Reeder	Weldon
Edmundson	McAdory	Ringer	Winn
Edwards	Matthews	Rivers	

—79

H. 56. To repeal sections six hundred eighty-five (685), six hundred eighty-six (686) and six hundred eighty-seven (687) of Article four (4) of the Code of Alabama 1923.

Was read a third time at length and passed.

Yeas, 81; Nays, 0.

Yeas:

Messrs:

Adcock	Goodwyn	Miller (Marengo)	Rogers (Elmore)
Allen	Graves	Miller (Sumter)	Rogers (Mobile)
Anderson	Grove	Molette	Sanderson
Ashcraft	Gullatt	Monk	Shepherd
Bartlett	Hampton	Morrow	Simpson
Brunson	Hawkins	Moxley	Smith
Bryant	Hightower	Mullen	Starnes
Burns	Hollis	Nipper	Stephens
Byars	Hubbard	Norman	Stewart (Bibb)
Cannon	Hughes	Owens	Stewart (Calhoun)
Carter	Jeter	Parish	Thompson
Cockrell	Johnson	Patterson	Tompkins
Cook	Jones (Cleburne)	Pegues	Tunstall
Darden	Jordan (Etowah)	Pitts	Vickers
Deloney	Jordan (Washington)	Powell	Waddell
Desear	Kirkpatrick	Quillin	Wallace
Edmundson	Langdon	Rankin	Ward (Geneva)
Edwards	Lee	Reeder	Ward (Tuscaloosa)
Fite	Lovelace	Ringer	Ware
Frey	Matthews	Rivers	Weldon
Golson			

—81

H. 45. To amend Sections 4778 and 4779 of the Code of Alabama of 1923.

Was taken up. Pending the consideration of the bill, H. 45, the House on motion of Mr. Jeter,

ADJOURNED

Until 11 o'clock tomorrow morning January 28th, 1927.

TENTH DAY

House of Representatives,
Montgomery, Alabama,
Friday, January 28th, 1927.

The House met pursuant to adjournment.

PRAYER.

The session was opened with prayer by Rev. Mr. Thompson of the House.

ROLL CALL.

On a call of the roll of the House the following members answered to their names:

Yeas:

Messrs:

Mr. Speaker	Golson	Luck	Rogers (Elmore)
Adcock	Goode	McAdory	Rogers (Mobile)
Allen	Goodwyn	Martin	St. John
Anderson	Graves	Matthews	Sanders (Conecuh)
Ashcraft	Grove	Merrill	Sanders (Pike)
Baldwin	Gullatt	Miller (Marengo)	Sanderson
Bartlett	Guy	Miller (Sumter)	Shepherd
Beebe	Hampton	Molette	Shivers
Brunson	Harwood	Monk	Simpson
Bryant	Hawkins	Morrow	Smith
Burleson	Hightower	Moxley	Starnes
Burns	Hollis	Mullen	Stephens
Byars	Howell	Nipper	Stewart (Bibb)
Cannon	Hubbard	Norman	Stewart (Calhoun)
Carter	Hughes	Owens	Thompson
Christian	Jeter	Parish	Tompkins
Cockrell	Johnson	Patterson	Tunstall
Cook	Jones (Bullock)	Pegues	Vickers
Darden	Jones (Cleburne)	Pitts	Waddell
Deloney	Jordan (Etowah)	Poole	Wallace
Denson	Jordan (Washington)	Powell	Ward (Geneva)
Desear	Kirkpatrick	Quillin	Ward (Tuscaloosa)
Edmundson	Langdon	Rankin	Ware
Edwards	Lawler	Reeder	Webb
Fite	Lee	Ringer	Weldon
Frey	Lovelace	Rivers	Winn

A quorum was present:

JOURNAL.

The Chairman of the Standing Committee on Revision of the Journal made the following report:

REPORT OF STANDING COMMITTEE ON REVISION OF THE JOURNAL

Mr. Speaker:

Your Standing Committee on Revision of the Journal begs leave to report that said committee has carefully examined the Journal of the House for the Ninth Legislative Day, and finds same correct.

R. G. Langdon,
Chairman.

The report of the committee was concurred in and adopted and the Journal for the Ninth Legislative Day was approved.

RESOLUTIONS.

The following resolution was introduced:

By Mr. Tunstall:

H. J. R. 21. Be it resolved by the House, the Senate concurring, That when the two houses adjourn today, they adjourn to meet on Tuesday, February 1st, 1927.

And on motion of Mr. Tunstall the rules were suspended and the H. J. R. 21 was adopted.

MESSAGE FROM THE SENATE

Mr. Speaker:

The Speaker has originated and adopted the following joint resolutions:

By Mr. Ellis of Dallas:

S. J. R. 28. Resolved by the Senate, the House concurring, That:

1. A joint committee from the Senate and the House of Representatives of the Legislature of Alabama is hereby created, to consist of two members from the Senate to be appointed by the Presiding Officer of the Senate, and three members from the House to be appointed by the Speaker of the House, which committee shall sit during any recess of the Legislature for the consideration of the matters and subjects hereinafter referred to. The members of the committee shall be paid the same per diem and receive the same mileage as members of the Legislature are now paid; shall have authority to employ one clerk or stenographer, who shall receive the same pay as the member of the committee; shall have power and authority to summon witnesses and call for books and papers and do and perform such other acts

as may be necessary to a complete investigation, report and recommendation upon the subject hereinafter referred to.

2. The committee shall make an exhaustive investigation and a full report upon the subject of the Bond Laws of the State of Alabama, looking to a complete revision of all the laws of the State of Alabama relating to the issuance of bonds by the counties, the cities and other subordinate political subdivisions of the State, including such changes in the Constitution of Alabama as appear to the committee to be desirable or necessary to the formulation of an adequate and complete system of laws for the issuance of bonds by the governmental units hereinabove referred to.

3. The committee shall make to the Legislature a full and detailed report of its investigations, recommendations, and findings and plans pertaining to the subject aforesaid and prepare a code or a bill or bills embodying its recommendations to be introduced into the Legislature at as early a date as practicable. In its discretion the committee may cause its report to be printed as one of a series of legislative documents in an edition of not exceeding two thousand copies.

Also:

By Mr. Fite:

S. J. R. 33. Resolved by the Senate, the House concurring, That when the two houses adjourn today they adjourn to meet at 2 o'clock P. M., Tuesday, February 1st, 1927.

And sends same herewith to the House.

J. E. Speight,
Secretary.

SENATE MESSAGE

The S. J. Resolutions set out in the above and foregoing message from the Senate were read one time and referred to an appropriate standing committee as follows:

Rules, S. J. R. 28, S. J. R. 33.

MESSAGE FROM THE SENATE

Mr. Speaker:

The Senate has originated and passed the following bills and sends same herewith to the House without engrossment:

By Mr. Young:

S. 16. To further regulate the working of convicts in Alabama, and provide penalties for violation of such regulations.

Also:

By Mr. Williams (by request):

S. 100. To further regulate the custody, care, maintenance and use of the county convicts by the several counties of the

State and by the State through its State Board of Administration, and to repeal all laws and parts of laws in conflict herewith.

J. E. Speight,
Secretary.

SENATE MESSAGE

The Senate bills, the titles to which are set out in the above and foregoing message from the Senate, were severally read one time and referred to an appropriate standing committee as follows:

Penitentiaries, S. 16, S. 100.

INTRODUCTION OF BILLS.

On a call of counties bills were introduced, severally read one time and referred to appropriate standing committees as follows:
By Mr. Stephens:

H. 237. To amend Section 7244 of the Code of Alabama 1923.
Revision of Laws.

By Mr. Monk (with notice and proof):

H. 238. To repeal an Act entitled "An Act to provide and require the payment in cash only of fines and forfeitures accruing or becoming due to Dale County, Alabama, or to the State of Alabama for the use of Dale County."

Local Legislation.

Notice and Proof H. 238:

NOTICE

Notice is hereby given that the following bill will be introduced in the general session of the Legislature, which convenes on January 11th; 1927.

AN ACT

To repeal an act entitled "An Act to provide and require the payment in cash only for fines and forfeitures accruing or becoming due to Dale County, Alabama, or to the State of Alabama for the use of Dale County."

Be it enacted by the Legislature of Alabama:

Section 1. That an act entitled "An Act to provide and require the payment in cash only of fines and forfeitures accruing or becoming due to Dale County, Alabama, or to the State of Alabama, for the use of Dale County," approved September 3, 1923, be and the same is hereby repealed.

This the 5th day of January, 1927.

W. F. Monk.

STATE OF ALABAMA,
Montgomery County.

Before me Cyrus B. Brown, a Notary Public in and for said State and county, this day personally appeared, Jesse B. Adams, who is known to me and known to me to be the publisher of The Southern Star, a newspaper published at Ozark, Dale county, Alabama, and who being by me first duly sworn deposes and says: That the notice attached above "To repeal an act entitled an act to require and provide the payment in cash only for fines and

forfeitures accruing or becoming due to Dale County, Alabama, or to the State of Alabama for the use of Dale County", was published once a week for four consecutive weeks in the said Southern Star commencing on January 5th, 1927 and ending on January 26, 1927.

Jesse B. Adams,
Publisher Southern Star.

Subscribed and sworn to before me this the 28th day of January, 1927.

Cyrus B. Brown,
Notary Public, Montgomery County, Alabama.

By Mr. Monk (with notice and proof):

H. 239. To provide for the election of a County Superintendent of Education for Dale County, Alabama, to fix his term of office, to prescribe his salary, and the manner of payment, to define his qualifications, powers and duties, to provide for a special election to be held to elect such County Superintendent under this Act and to provide for the election of his successor in office.

Local Legislation.

Notice and Proof H. 239:

NOTICE

Notice is hereby given that the following bill will be introduced in the general session of the Legislature, which convenes on January 11th, 1927.

AN ACT

To provide for the Election of a County Superintendent of Education for Dale County, Alabama, to fix his term of office, to prescribe his salary and the manner of payment, to define his qualifications, powers and duties, to provide for a special election to be held to elect such County Superintendent under this Act and to provide for the election of his successor in office.

Be it enacted by the Legislature of Alabama:

Section 1. That a County Superintendent of Education for Dale County, Alabama, shall be elected by the qualified electors of Dale County Alabama, who shall hold office until his successor is elected and qualified as hereinafter provided. That within three months after the passage and approval of this act a special election shall be held on a day to be designated and fixed by the Probate Judge of Dale County, Alabama, for the election of a County Superintendent of Education, who shall hold office until the next general election to be held in the State of Alabama and said County of Dale and until his successor elected therein shall have qualified; that said special election shall be conducted and the vote canvassed and the results declared in all respects as now provided by the general election laws of Alabama for the election of county officers. Provided that the person elected as County Superintendent at said special election shall enter upon the duties of his office July 1st, 1927.

Section 2. That at the next general election to be held in said County and State a County Superintendent of Education for Dale County, Alabama, shall be elected who shall hold office for a term of four years and until his successor is elected and qualified, unless sooner removed for good cause, and each four years thereafter, a County Superintendent of Education for Dale County, Alabama, shall be elected by the qualified voters of

said County at the regular election, nomination for which office may be made in primary elections as other County officers.

Section 3. That the salary of said Superintendent of Education shall be fixed by the County Board of Education of Dale County, Alabama, which salary shall not be less than \$2,000.00 nor more than \$3,000.00 per annum, and which salary shall be paid in the same way and manner as now provided under the general laws of the State of Alabama for the payment of County Superintendents of Education in the several Counties of the State.

Section 4. That said County Superintendent shall be charged with the same duties and shall exercise the same powers as are now provided by the general school laws of the State of Alabama in the conduct of the office of the County Superintendent of Education; and no person shall be eligible for political party nomination to the office of County Superintendent of Education of said County who does not as now required hold an Alabama Certificate in Administration and supervision based as a minimum upon graduation from a standard normal school or equivalent education with at least one year of additional study of college grade, and proof of three years of successful teaching experience; provided, that if no person meeting these requirements qualifies for nomination and election as provided in this Act, the County Board of Education shall appoint a superintendent of education as provided by general law regulating the appointment of superintendents; that no person shall be eligible to such office who is not a qualified elector of Dale County, Alabama, at the time of the nomination or election to such office.

Section 5. That in the event of a vacancy in said office for any cause, except removal, such vacancy shall be filled by the County Board of Education, and the person so appointed shall hold office until the next general election thereafter when his successor shall be elected; that should any County Superintendent be removed for cause by the County Board of Education of Dale County, such vacancy shall be filled by appointment of the State Superintendent of Education, and the appointee shall hold office as in the case provided by appointment by the County Board of Education. Provided, that the County Board of Education may remove the County Superintendent of Education for immorality, misconduct in office, incompetency, or willful neglect of duty, or when the best interests of the schools require it; any of which causes must be alleged and proved and the County Superintendent of Education shall have the right to be heard in his defense as in cases of impeachment against county officers, and all such hearings shall be before the County Board of Education and shall be conducted as in cases provided under the general laws for impeachment of County officers, and provided that upon such removal for cause any County Superintendent may appeal to the Circuit Court and have a trial by jury.

Section 6. That the duties and powers prescribed by the general laws of Alabama for the office of County Superintendents in the supervision of the schools of the several counties shall apply to and be incumbent upon the County Superintendent. The County Superintendent elected or appointed under the provisions of this act, and before entering upon the duties of said office, must take the oath of office prescribed by the Constitution, and give bond in an amount to be fixed by the State Board of Education in a reputable surety company authorized to do business in Alabama, conditioned upon the faithful performance of the duties of this office, and for the accounting and paying over to the proper authority all moneys coming into his hands.

Section 7. That all laws and parts of laws in conflict with the provisions of this act are hereby repealed.

This the 5th day of January, 1927.

W. F. Monk.

STATE OF ALABAMA,
County of Montgomery.

Before me, Cyrus B. Brown, a Notary Public in and for said State and county, this day personally appeared, Jesse B. Adams, who is nown to me and known to me to be the publisher of the Southern Star, a newspaper published at Ozark, Dale county, Alabama, and who being by me first duly sworn deposes and says: That the notice attached above "To provide for the election of a county superintendent of education for Dale county, Alabama, to fix his term of office, to prescribe his salary and the manner of payment, to define his qualifications, powers and duties, to provide for a special election to be held to elect such county superintendent of education under this act and to provide for the election of his successor in office", was published once a week for four consecutive weeks in the said Southern Star commencing on Jany. 5, 1927, and ending on Jany. 26, 1927.

Jesse B. Adams,
Publisher Southern Star.

Subscribed and sworn to before me this the 28th day of January, 1927.

Cyrus B. Brown,
Notary Public, Montgomery County, Alabama.

By Mr. Monk (with notice and proof):

H. 240. To repeal an Act entitled "An Act to provide for the collection of a per capita road tax and for a license tax on all vehicles, including vehicles propelled by animals, electricity, gasoline or other power whatsoever, to be used for the maintenance, building, upkeep and repair of public roads and bridges in Dale County, Alabama; to prescribe the manner and means of raising or collecting such tax; to provide for and regulate the working, building, maintenance, and upkeep of the public roads and bridges and to provide and fix penalties for the violation of the provisions and purposes of this Act."

Local Legislation.

Notice and Proof H. 240:

NOTICE

Notice is hereby given that the following bill will be introduced in the general session of the Legislature, which convenes on January 11th; 1927.

AN ACT

To repeal an act entitled "An Act to provide for the collection of a per capita road tax and for a license tax on all vehicles, including vehicles propelled by animals, electricity, gasoline or other power whatsoever, to be used for the maintenance, building, upkeep and repair of public roads and bridges in Dale County, Alabama to prescribe the manner and means of raising or collecting such tax; to provide for and regulate the working, building, maintenance, and upkeep of the public roads and bridges and to provide and fix penalties for the violation of the provisions and purposes of this Act."

Be it enacted by the Legislature of Alabama:

Section 1. That an Act entitled "An Act to provide for the collection of a per capita road tax and for a license tax on all vehicles, including vehicles propelled by animals, electricity, gasoline or other power whatsoever, to be used for the maintenance, building, upkeep and repair of public roads

and bridges in Dale County, Alabama; to prescribe the manner and means of raising or collecting such tax; to provide for and regulate the working, building, maintenance, and upkeep of the public roads and bridges and to provide and fix penalties for the violation of the provisions and purposes of this Act." approved September 26, 1923, be and the same is hereby repealed.

This the 5th day of January, 1927.

W. F. Monk.

STATE OF ALABAMA,

Montgomery County.

Before me, Cyrus B. Brown, A Notary public in and for said State and county, this day personally appeared, Jesse B. Adams, who is known to me and known to me to be the publisher of the Southern Star, a newspaper published at Ozark, Dale county, Alabama, and who being by me first duly sworn, deposes and says: That the notice attached above "To repeal an Act entitled "An Act to provide for the collection of a per capita road tax and for a license tax on all vehicles, including vehicles propelled by animals, electricity, gasoline or other power whatsoever to be used for the maintenance, building, upkeep and repair of public roads and bridges in Dale county, Alabama" etc. was published once a week for four consecutive weeks in the said Southern Star commencing on Jany. 5th, 1927 and ending on Jany. 26th, 1927.

Jesse B. Adams,
Publisher Southern Star.

Subscribed and sworn to before me this the 28th day of January, 1927.

Cyrus B. Brown,
Notary Public, Montgomery County, Alabama.

By Mr. Ashcraft (by request):

H. 241. To regulate the practice of engineering and surveying, to create a State Board of Registration with general control and supervision of such regulations; to provide fees and expenses for such board; to provide for the disposition of any surplus funds collected under the operation of this Act and to fix penalties for the violation of this Act.

Manufacturing.

By Mr. Ashcraft (by request):

H. 242. To amend Sections 3994, 4001, 4002, 7534, 7542, 7543, 7544, 7545, 7547, 7551, 7552, 7554, 7555, 7556, 7557, 7558, 7560, 7562, 7563, 7566, 7567, 7573, 7578, 7584, 7586, 7591, 7595, 7596, and repeal Sections 7587, 7592, and 7594, of Articles 1 and 2, Chapter 287 of the Code, and add to Article 2, Chapter 127 of the Code Section 4003½, said sections dealing with Workmen's Compensation Act, by further defining "willful negligence"; increasing fees for legal services; extending scope of said articles; prohibiting waiving of compensation by employees; clarifying phraseology of said Section 7547, prescribing method of election; increasing and extending benefits, modifying hernia provisions, prescribing method of determining weekly earnings, reducing waiting period; modifying procedure in lump-sum settlements; authorizing review of settlements by courts on own motion; clarifying insurance features, and authorizing compensa-

tion commissioner to authorize and supervise self-insurance and approve premium rates; modifying procedure against third parties; modifying accident reporting procedure; authorizing compensation commissioner to review non-court settlements, adopt and enforce an industrial safety code, and providing funds and personnel to administer said Act; clarifying definition of "wages"; and prescribing penalties for violation of provisions of said Act.

Judiciary.

By Mr. Hampton (with notice and proof):

H. 243. To create the 22nd Judicial Circuit of Alabama; to provide for the appointment and election of a Judge and Solicitor therefor; and to fix their salaries.

Local Legislation.

Notice and Proof H. 243:

NOTICE OF PROPOSED LEGISLATION

Notice is hereby given that at the session of the Legislature of Alabama to convene on Tuesday the 11th day of January, 1927, application will be made for the passage of a law substantially as set out in the following bill, viz:

A BILL

To be entitled

AN ACT

To create the Twenty Second Judicial Circuit of Alabama, to be composed of the county of Madison; to provide for the appointment and election of a judge and solicitor therefor; and to fix their salaries,

Section 1. Be it Enacted by the Legislature of Alabama, that there is hereby created and established a separate judicial circuit, to be known as the Twenty Second Judicial Circuit, composed of the county of Madison, which is hereby detached from the Eighth Judicial Circuit.

2. That immediately after this act becomes effective the Governor shall appoint a judge of said circuit, who shall have the qualifications prescribed by law for judges of the circuit court and shall reside in said circuit, and who shall hold office until the next general election and until his successor is elected and qualified.

3. That immediately after this act becomes effective the Governor shall appoint a solicitor of said circuit, who shall have the qualifications prescribed by law for solicitors of the circuit court, and who shall hold office until the next general election for solicitors and until his successor is elected and qualified.

4. Said judge shall receive the same salary as is received by other circuit judges in the state in circuits consisting of but one county and having but one judge; and said solicitor shall receive the same salary as is received by other solicitors in the state in like circuits; such salaries to be payable as in such other circuits.

STATE OF ALABAMA,

Madison County.

Before me, Mary F. DeMasters, a Notary Public in and for said county in said State, this day personally appeared Charles D. Lane, who, being first duly sworn, deposes and says: I am owner and publisher of "The

Community Builder", a newspaper published in the City of Huntsville, Madison County, State of Alabama; the foregoing notice relative to "A Bill to be entitled An Act to create the Twenty Second Judicial Circuit of Alabama, to be composed of the county of Madison; to provide for the election and appointment of a judge and solicitor therefor; and to fix their salaries," was published once a week for four consecutive weeks in said newspaper in its issues dated and issued December 30th, 1926, and January 6, 13th, and 20th, 1927

Charles D. Lane,
Subscribed and sworn to before me this January 25th, 1927.
Mary F. DeMasters.

By Mr. Hampton (with notice and proof):

H. 244. To amend an Act entitled An Act to create and establish a Board of County Commissioners in and for Madison County, Alabama, in the place and stead of the Board of Revenue of Madison County now existing in said county, and abolishing said Board of Revenue in Madison County; to divide said county of Madison into five districts, defining the boundaries thereof; defining the jurisdiction of said Board of County Commissioners, fixing their compensation; conferring upon said Board of County Commissioners all the jurisdiction, powers and authority granted by law to County Commissioners, Boards of Revenue or other governing bodies of like name or authority in this State; and to authorize said Board of County Commissioners for the purpose of maintaining the public roads, bridges and ferries of Madison County to impose a tax on gasoline, woco-pep or other substitute therefor sold in the county not to exceed three cents per gallon and to provide the machinery for its collection; authorizing the appointment of said Board of County Commissioners of a Clerk, and a Supervisor of Public Roads; providing for the holding of monthly meetings of said Board of Commissioners and providing for the repeal of all laws in conflict with this Act; providing for the appointment, nomination and election of said Board of Commissioners approved September 20th, 1923, by amending Sections 3, 7, 11, 12, 1-2, 14, 15, and 16, and by adding thereto Section 8 1-2.

Notice and Proof H. 244:

NOTICE OF PROPOSED LEGISLATION

Notice is hereby given that at the session of the Legislature of Alabama to convene on January 11th, 1927, application will be made for passage of a law substantially as set out in the following bill, viz:

A BILL

To be entitled An Act to Amend

AN ACT ENTITLED

To amend the title and the act entitled "An Act to create and establish a Board of County Commissioners in and for Madison County, Alabama, in

the place and stead of the Board of Revenue of Madison County now existing in said county and abolishing said Board of Revenue of Madison County; to divide said county of Madison into Five Districts, defining the boundaries thereof; defining the jurisdiction of said Board of County Commissioners, fixing their compensation; conferring upon said Board of County Commissioners all the jurisdiction, powers and authority granted by law to County Commissioners, Boards of Revenue or other governing bodies of like name or authority in this state; authorizing the appointment of said Board of County Commissioners of a clerk, and a Supervisor of Public Roads; providing for the holding of monthly meetings of said Board of Commissioners and providing for the repeal of all laws in conflict with this act; providing for the appointment, nomination and election of said Board of County Commissioners; approved February 3rd, 1923, approved September 20th, 1923, by amending sections 3, 7, 11, 12 1-2, 14, 15 and 16 thereof, and by adding thereto section 8 1-2.

Section 1. Be it enacted by the Legislature of Alabama, that Section 3 of an act entitled An Act To amend the title and the act entitled "An Act to create and establish a Board of County Commissioners in and for Madison County, Alabama, in the place and stead of the Board of Revenue of Madison County now existing in said County and abolishing said Board of Revenue of Madison County; to divide said County of Madison into five (5) Districts defining the boundaries thereof; defining the jurisdiction of said Board of County Commissioners, fixing their compensation; conferring upon said Board of County Commissioners all the jurisdiction, powers and authority granted by law to County Commissioners, Boards of Revenue or other governing bodies of like name or authority in this State; authorizing the appointment of said Board of County Commissioners of a Clerk; and a supervisor of Public Roads; providing for the holding of monthly meetings of said Board of Commissioners and providing for the repeal of all laws in conflict with this act; providing for the appointment, nomination and election of said Board of Commissioners; approved February 3rd, 1923, approved September 20th, 1923, be and is hereby amended so as to read as follows:

Section 3. That for the purpose of this Act and the enforcement thereof, the said County of Madison is hereby divided into five subdivisions, to be known as Districts, and numbered respectively, from one to five, both inclusive.

District No. 1, shall embrace and be composed of all that territory now constituting beats or precincts numbered 14, 17, 2, 23, 12, and 11 and known respectively as Wells, Plevna, New Market, Sulphur Springs, Hazel Green, and Meridianville.

District No. 2 shall embrace and be composed of all that territory now constituting beats or precincts numbered 15, 3, 22, and 16 and known respectively as Gurley, Maysville, Hurricane No. 1 and 2, and Deposit.

District No. 3 shall embrace and be composed of all that territory now constituting beats or precincts numbered 6, 18, 5, 13, 19, and 4, known respectively as Whitesburg, Clouds Cove, New Hope, Poplar Ridge, Owens Cross Roads and Colliers.

District No. 4 shall embrace and be composed of all that territory now constituting beats or precincts numbered 10, 9, 21, and 8, and known respectively as Madison Cross Roads, Cluttsville, Monrovia and Madison.

District No. 5 shall embrace and be composed of all that territory now constituting beats or precincts numbered 1, 7, 20, 24 and 25, and known respectively as Huntsville, Lincoln, Mills, Dallas, West Huntsville and Merri-mack.

Section 2. Be it further enacted, that Section 7 of said act be and is hereby amended so as to read as follows:

Section 7. The Chairman of the Board of County Commissioners shall receive a salary of Twenty-five Hundred Dollars (\$2,500.00) per annum, payable monthly from the County Treasury and the other four members of the Board of County Commissioners shall each receive Twelve Hundred Dollars (\$1200.00) per annum, payable monthly from the County Treasury.

Section 3. Be it further enacted, that said act be and is hereby amended by adding thereto Section 8 1-2 in words and figures as follows, viz:

Sections 8 1-2. Each of the other members of the Board of Commissioners shall be and he is required at all times to look after and attend to the construction and maintenance of roads already established, with the culverts and bridges thereon, in the District which he is elected to represent and shall be, and he is required during the months of July, August, September and October in each year, to devote his entire time and attention to the road, bridge and culvert work of the County in the District which he is elected to represent, except the days on which the Board of County Commissioners is in regular or called session; Provided, however, that if either of the members of said Board of County Commissioners shall at any time be incapacitated, or for any other reasons be unable to perform the duties required of him as herein set out, he shall be, and he is hereby required to employ a capable and experienced overseer to take charge of the work in his respective district, who is during the period of such absence or incapacitation required to perform such duties as are herein required to be performed by each member of the said Board of County Commissioners which must be done without additional cost to the county.

Section 4. Be it further enacted, that section 11 of said act be and is hereby amended so as to read as follows:

Section 11. The Board of County Commissioners may employ a competent civil engineer, who has had at least one year's experience as a highway engineer in the construction of modern roads, and shall decide the duration of such employment, and fix his compensation and prescribe his duties. The Board of County Commissioners shall have the right and power to discharge said engineer at any time, and shall not be required to give reasons therefor.

The Board may also employ a competent clerk, fix his or her duties and compensation, not to exceed the sum of \$1,200.00 per annum, and shall have the right to discharge said clerk at any time they see proper without giving any reason therefor.

Section 5. Be it further enacted, that section 12 1-2 of said act be and is hereby amended so as to read as follows:

Section 12 1-2. The Board of County Commissioners may, for the purpose of maintaining the public roads, bridges and ferries of Madison County, impose a tax on gasoline, Woco-Pep, or any substitute therefor, sold in the county, not to exceed three cents per gallon, or may impose and collect a privilege tax of not more than three cents per gallon on gasoline, Woco-Pep, or any substitute therefor, sold in the county, for the privilege of selling same, and may provide the machinery or rules for collection thereof; such tax or privilege to be levied or imposed, and the money derived therefrom to be used, for the purpose of maintaining the public roads, bridges and ferries of Madison County.

Section 6. Be it further enacted, that section 14 of said act be and is hereby amended so as to read as follows:

Section 14. All persons liable for road duty are liable to work on the public roads of Madison County for a period not exceeding ten days in each road year, not counting the time spent in opening new roads, provided that a money compensation may be paid by any such person in lieu of road work, the amount of such compensation not to exceed Three (\$3.00) Dollars per day for each such person. The Board of County Commissioners shall fix

the number of days of work and the amount of compensation that may be paid in lieu thereof, within the limits prescribed by this Act.

Section 7. Be it further enacted, that section 15 of said act be and is hereby amended so as to read as follows:

Section 15. Whenever the Board of County Commissioners shall fix the amount of compensation to be paid in lieu of road work, any person liable to road duty in said county may procure exemption from working the roads for that road year by paying the sum so fixed by the Board to the Chairman of the Board of County Commissioners on or before August 1st of the year in which he is liable to road duty, and it shall be the duty of the said Chairman of the Board of Commissioners to receive such payment and to give a receipt for same and the person holding same is required to exhibit such receipt to the person warning him for such service, in order to obtain exemption from road duty. The Board of County Commissioners shall each year on or before October 1st cause to be made out a list of all persons in each precinct of all persons in each precinct who are subject to road duty.

Section 8. Be it further enacted, that section 16 of said act be and is hereby amended so as to read as follows:

Section 16. Any person who is warned to work the roads in Madison County may obtain the benefit of the aforesaid provisions for the payment of the compensation in lieu of road work by paying such amount as may be specified by the Board of County Commissioners to the Chairman of the Board of County Commissioners of Madison County on or before the 1st day of August of each year.

STATE OF ALABAMA,

Madison County.

Before me, Mary F. DeMasters, a Notary Public in and for said county in said State, this day personally appeared Charles D. Lane, who, being first duly sworn, deposes and says: I am owner and publisher of "The Community Builder", a newspaper published at Huntsville in Madison county, State of Alabama. The notice hereto attached, entitled "Notice of proposed Legislation," relative to "A Bill to be entitled An Act to amend an act entitled an act to create and establish a Board of County Commissioners in and for Madison County, Alabama," etc., was published once a week for four consecutive weeks in said newspaper in its issues dated and issued December 30th, 1926, and January 6th, 13th, 20th, and 27th, 1927.

Charles D. Lane.

Subscribed and sworn to before me this 27th day of January, 1927.

Mary F. DeMasters, Notary Public.

By Mr. Fite:

H. 245. To make an annual appropriation for the eleven State Secondary Agricultural Schools, located at Jackson, Clarke County; at Abbeville, Henry County; at Sylacauga, Talladega County; at Wetumpka, Elmore County; at Hamilton, Marion County; at Albertville, Marshall County; at Athens, Limestone County; at Blountsville, Blount County; at Lineville, Clay County; and at Cuba, Sumter County.

Appropriations.

By Mr. Lee (by request):

H. 246. Exempting all automobiles, trucks or other motor vehicles engaged exclusively in the transportation of pupils to

and from the public schools of the State, from liability for license taxes, and from the necessity of carrying license tags.

Public Roads and Highways.

By Mr. Sanderson:

H. 247. To regulate the hours of work of members of the fire departments in cities which now have a population of not less than forty thousand nor more than sixty thousand inhabitants, according to the last Federal census or which may hereafter have such population, according to any Federal census hereafter taken.

Local Legislation.

By Mr. Ashcraft:

H. 248. To create a Building Committee to be composed of members of the present Alabama Memorial Commission, to contract for and supervise the building and furnishing of a building to be known as the Alabama Memorial Building, and to be clothed with the full authority and power for and in behalf of the State of Alabama, to perform all necessary acts looking to the carrying out of the intents of this Act and to provide an appropriation for the building and to provide necessary funds for the erection of said building.

Capitol and Capitol Grounds.

By Mr. Winn:

H. 249. Relating to transmitting and delivering telegraphic messages, and penalty for breach of duty.

Commerce and Common Carriers.

By Mr. Goodwyn:

H. 250. To exempt certain crop production mortgages from liability for taxes, or fees.

Ways and Means.

BILLS ON SECOND READING

Mr. Tunstall, Vice-Chairman of the Standing Committee on Rules, reported that said committee in session had acted on the following bill and ordered same returned to the House with a favorable report:

S. 74. To create a commission to be known as the Alabama Muscle Shoals Commission, to provide its appointment, to define its duties and powers and to make an appropriation for its expenses.

Mr. Simpson, Chairman of the Standing Committee on Judiciary, reported that said committee in session had acted on the following boills and ordered same returned to the House with a favorable report:

H. 93. To amend Sections 2, 5 and 20 of An Act of the Legislature of Alabama, approved August 9, 1923, entitled: "An Act

to provide for the organization, regulation and government of the State Bar including admissions and disbarments of lawyers." (Acts Alabama 1923, p. 100), as said Act was amended by An Act of the Legislature of Alabama, approved September 26, 1923, entitled: "An Act to amend Section 8 of an Act entitled 'An Act to provide for the organization, regulation and government of the State Bar Association, including admissions and disbarments of lawyers,' approved August 9th, 1923." (Acts Alabama 1923, p. 587), which Sections 2, 5 and 20 are each respectively compiled and arranged as Sections 6221, 6224 and 6239 of the Code of Alabama of 1923.

H. 87. Recognizing, ratifying, and confirming the consolidation of the State Bar with the Alabama State Bar Association, under the name of "The Alabama State Bar Association" and under the constitution and by-laws as adopted by said consolidated body, effected in pursuance of Section 20 of an Act of the Legislature of Alabama, approved August 9, 1923, entitled: "An Act to provide for the organization, regulation and government of the State Bar including admissions and disbarments of lawyers." (Acts Alabama 1923, p. 100), as said Act was amended by an Act of the Legislature of Alabama, approved September 26, 1923, entitled: "An Act to amend Section 8 of an Act entitled: 'An Act to provide for the organization, regulation and government of the State Bar Association, including admissions and disbarments of lawyers,' approved August 9th, 1923." (Acts Alabama 1923, p. 587), which Section 20 is compiled and arranged as Section 6239 of the Code of Alabama of 1923.

H. 106. To amend Section 4039 of the Code of Alabama of 1923.

Mr. Simpson, Chairman of the Standing Committee on Judiciary, reported that said committee in session had acted on the following bill and ordered same returned to the House with a favorable report with substitute:

H. 127 (with substitute). To amend Section 2603 of the Code of Alabama of 1923.

Mr. Sanderson, Chairman of the Standing Committee on Revision of Laws, reported that said committee in session had acted on the following bills and ordered same returned to the House with a favorable report:

H. 47. To amend Sections 1545 and 1547 of the Code of Alabama of 1923.

H. 125. To amend Section 8274 of the Code of Alabama of 1923, relating to married women over eighteen years of age being relieved of disabilities of minority.

H. 150. To amend Subdivision 1 of Section 6755 of the Code of 1923.

H. 206. To regulate the expenditure of the proceeds from the excise tax and other motor fuels, as enacted in 1923, upon the public roads and bridges in and equitable manner in all counties of this State having a population of 23,000 and not over 23,100 people, according to the last Federal census.

Mr. Waddell, Chairman of the Standing Committee on Constitution and Constitutional Amendments, reported that said committee in session had acted on the following bill and ordered same returned to the House with a favorable report with substitute:

H. 180 (with substitute). To submit to the qualified electors of this State at a special election to be held at the call of the Governor, after ninety days from the final adjournment of this Legislature, for their consideration, an amendment to the Constitution for the purpose of authorizing the Jackson School District Number Seventy-two of Clarke County, and all other school districts which have been or may hereafter be consolidated with said Jackson District to levy and collect a tax, not exceeding fifty cents on each one hundred dollars' worth of taxable property in such districts, for the purpose (a) of paying all of the outstanding bonds of the town of Jackson which were heretofore issued for the erection and equipment of a public school building, and (b) for other public school purposes, and to authorize an election within said districts for such purpose, to provide for the holding of such election within said districts, and to provide for the collection of such taxes.

Be it enacted by the Legislature of Alabama:

Section 1. That the following amendment to the Constitution of Alabama is proposed to be submitted to the qualified electors of the State for their ratification or rejection at an election to be held and called by the Governor after ninety days from the final adjournment of this session of the Legislature at which the amendment is proposed, which amendment is as follows, to-wit:

ARTICLE

1. The Jackson School District Number Seventy-two of Clarke County, and all other school districts of Clarke County which have been, or may hereafter be consolidated with the said Jackson District may levy and collect a tax not exceeding fifty cents on each one hundred dollars' worth of taxable property in such districts, for the purpose (a) of paying or refunding all the outstanding bonds of said town of Jackson which were heretofore issued for the erection and equipment of the public school building in said town, and (b) after the payment of such bonds,

then for public school purposes within said districts; provided that the rate of the proposed tax and the time it is to continue shall have been first submitted to the vote of the qualified electors of the combined districts affected and voted for by a majority of those voting in the election.

2. After such tax shall have been voted for, and is being levied and collected by the said Jackson School District No. 72, and the districts which have been consolidated therewith, no other district may consolidate with the Jackson District, until such district shall have also voted a tax of like amount and with like expiration date as shall have been voted by the districts which are then levying and collecting the tax provided for by Section 1 hereof.

3. The election for such tax shall be proposed, called, held, and the votes canvassed and results declared, and the tax collected in the same manner as may now or hereafter be provided by law for the special school district taxes authorized by Section 2 of the third amendment to this Constitution.

4. The tax hereby authorized shall be in addition to any and all other taxes now authorized by law; and its collection shall in no manner affect the right of the districts in which it shall be levied to share in the school monies heretofore available for such districts, nor shall any reduction in such shares be made, by reason of the tax hereby authorized.

Section 2. That it shall be the duty of the Governor to give notice by proclamation to be published in one newspaper in each county in the State at least eight successive weeks next preceding the said election on the amendment proposed by this Act to be submitted to the qualified electors of the State for their ratification or rejection.

Section 3. That at the election so held under such call of the Governor, as hereinabove provided, the qualified electors of the State shall vote upon said amendment, and on the official ballots printed for such election there shall be printed the following, namely, "Shall the following be adopted as Article of the Constitution of Alabama?"

1. The Jackson School District Number Seventy-two of Clarke County, and all other school districts of Clarke County which have been, or may hereafter be consolidated with the said Jackson District may levy and collect a tax, not exceeding fifty cents on each one hundred dollars' worth of taxable property in such districts, for the purpose (a) of paying or refunding all the outstanding bonds of said town of Jackson which were heretofore issued for the erection and equipment of the public school building in said town, and (b) after the payment of such bonds, then for public school purposes within said districts; provided that the rate of the proposed tax and the time it is to continue

shall have been first submitted to the vote of the qualified electors of the combined districts affected and voted for by a majority of those voting in the election.

2. After such tax shall have been voted for, and is being levied and collected by the said Jackson School District No. 72, and the districts which have been consolidated therewith, no other district may consolidate with the Jackson District, until such district shall have also voted a tax of like amount and with like expiration date as shall have been voted by the districts which are then levying and collecting the tax provided for by Section 1 hereof.

3. The election for such tax shall be proposed, called, held, and the votes canvassed and results declared, and the tax collected in the same manner as may now or hereafter be provided by law for the special school district taxes authorized by Section 2 of the third amendment to this Constitution.

4. The tax hereby authorized shall be in addition to any and all other taxes now authorized by law; and its collection shall in no manner affect the right of the districts in which it shall be levied to share in the school monies heretofore available for such districts, nor shall any reduction in such shares be made, by reason of the tax hereby authorized." Following the proposed amendment on the ballot shall be printed the word "Yes", and immediately under that shall be printed the word "No". The choice of the elector shall be indicated by a cross mark by him, or under his direction, opposite the word expressing his desire.

Section 4. The officers who hold such election shall be the same, and shall be appointed in the same manner and by the same officer as has been or may be provided by this Legislature for the submission to the qualified electors for their consideration an amendment to the onstitution for the purpose of authorizing the issuance and sale of bonds for good roads construction and maintenance.

Section 5. That the election shall be held in all respects in accordance with the law governing elections and with the constitutional provisions concerning amendments to that instrument.

Section 6. That the votes cast at said election shall be counted and canvassed and return made thereof to the Secretary of State in the same manner as in elections for representatives to the Legislature. The result of said elections shall be made known by proclamation of the Governor, and if a majority of all qualified electors who voted at said election upon the proposed amendment shall have voted "Yes", said amendment from the date of said proclamation shall be valid to all intents and purposes as a part of the Constitution of Alabama, and as an article therefor.

The above and foregoing bill, H. 180, was read a second time at length and placed on the calendar.

Mr. Poole, Chairman of the Standing Committee on Public Roads and Highways, reported that said committee in session had acted on the following Senate Joint Resolution, and ordered same returned to the House with a favorable report:

S. J. R. 13. Establishing a road in Alabama known as The Jefferson Davis Highway.

Mr. Carter, Chairman of the Standing Committee on Military, reported that said committee in session had acted on the following bills and ordered same returned to the House with a favorable report:

S. 25. To amend Section 2975 of the Code of Alabama of 1923.

S. 26. To amend Section 2981 of the Code of Alabama of 1923.

Mr. Hawkins, Chairman of the Standing Committee on Municipal Organization, reported that said committee in session had acted on the following bills and ordered same returned to the House with a favorable report:

H. 140. To alter or rearrange the boundary line of the Town of Inglenook, Jefferson County, Alabama, so as to exclude from the said Town of Inglenook certain territory described herein and now included within the corporate limits of said Town of Inglenook.

H. 141. To alter or rearrange the boundary line of the Town of Tarrant City, Jefferson County, Alabama, so as to include within said Town of Tarrant City certain additional territory described herein.

The above and foregoing bills and Senate Joint Resolution were severally read a second time and placed on the calendar.

BILLS REPORTED ADVERSELY.

Mr. Poole, Chairman of the Standing Committee on Public Roads and Highways, reported that said committee in session had acted on the following bill and ordered same returned to the House with an adverse report:

By Mr. Stewart of Bibb:

H. 41. To provide for the establishment, change and discontinuance of public roads in this State.

BILL TAKEN FROM ADVERSE CALENDAR

Mr. Stewart of Bibb called up his motion to take the bill, H. 40, from the adverse calendar for the House and place said bill

H. 40 on the regular calendar of the House. And the motion of Mr. Stewart of Bibb prevailed. Yeas, 55; Nays, 34.

Yeas:

Messrs:

Adcock	Fite	McAdory	Shepherd
Anderson	Golson	Matthews	Simpson
Bartlett	Grove	Monk	Smith
Brunson	Harwood	Morrow	Stephens
Bryant	Hawkins	Moxley	Stewart (Bibb)
Burleson	Hollis	Norman	Stewart (Calhoun)
Byars	Howell	Parish	Thompson
Cannon	Hughes	Pegues	Tompkins
Carter	Johnson	Powell	Vickers
Christian	Jones (Bullock)	Rankin	Wallace
Cockrell	Jones (Cleburne)	Rivers	Ward (Geneva)
Cook	Jordan (Washington)	Rogers (Elmore)	Ward (Tuscaloosa)
Deloney	Langdon	Rogers (Mobile)	Ware
Edmundson	Luck	Sanders (Pike)	—55

Nays:

Messrs:

Mr. Speaker	Goodwyn	Miller (Sumter)	Sanders (Conecuh)
Allen	Gullatt	Molette	Sanderson
Baldwin	Hampton	Nipper	Shivers
Beebe	Hightower	Owens	Starnes
Burns	Jordan (Etowah)	Pitts	Tunstall
Denson	Lawler	Poole	Waddell
Desear	Lee	Quillin	Weldon
Edwards	Merrill	Ringer	Winn
Frey	Miller (Marengo)		—34

And the bill,

H. 40. To amend Sections 1 and 4 of an Act entitled "An Act to regulate elections; to provide for the registration of electors, and the preparation and furnishing of a list of the qualified electors to the election inspectors." Approved Oct. 2, 1920.

Was read a second time and placed on the calendar.

REPORT OF STANDING COMMITTEE ON ENROLLED BILLS

Mr. Speaker:

Your Standing ommittee on Enrolled Bills reports that it has examined the following House bills and House Joint Resolution:

H. 18. To make an appropriation of Six Hundred Thousand (\$600,000.00) Dollars, or so much thereof as may be necessary, to the State Board of Education for the further support and maintenance of the public schools of the State in order that a minimum school term of seven months or 140 days may be provided for the current fiscal year ending September 30, 1927.

Also:

H. 4. To amend Section 906 of the Code of Alabama of 1923.

Also:

H. 64. To provide for the expenses incurred by members of the Legislature of Alabama while in attendance upon sessions of the Legislature.

Also:

H. J. R. 16. Relative to authorizing the Secretary of State to have the laws of the extraordinary session of December, 1926, bound in book form with the laws of the regular session of 1927.

R. B. Harwood,
Chairman.

SIGNING OF BILLS AND H. J. RESOLUTION

The Speaker of the House, in the presence of the House, immediately after the titles had been publicly read by the Clerk, the reading at length having been dispensed with by a two-thirds vote of a quorum present, signed the bills and House joint resolution, the titles to which are set out in the above and foregoing report of the Standing Committee on Enrolled Bills.

REPORT OF STANDING COMMITTEE ON ENGROSSED BILLS

Mr. Speaker:

Your Standing Committee on Engrossed Bills begs leave to report that said committee, in session, has compared the following engrossed bills with the original bills, and find same correctly engrossed, to-wit:

H. 22. To be entitled an Act amending Section 8777 of the Code of Alabama as approved August 17th, 1923.

H. 56. To repeal Sections six hundred eighty-five (685), six hundred eighty-six (686) and six hundred eighty-seven (687) of Article four (4) of the Code of Alabama 1923.

H. 71. To repeal an Act entitled An Act to regulate the issue of garnishments by justices of the peace, and notaries public, with same jurisdiction and powers of a justice of the peace and proceedings therein when a demand owing for, or on account of personal services rendered, or to be rendered, by the defendant is sought to be subjected by process of garnishment in the counties of Colbert and Franklin, approved February 21, 1893, insofar as the same relates to or affects Colbert County.

R. C. Wallace,
Chairman.

The report of the committee was concurred in and adopted.

BILLS ON THIRD READING

H. 39. To validate and legalize elections heretofore held under the provisions of Article 12, Section 223 to 246 inclusive of

the School Code of Alabama, 1924, providing for elections to authorize any county in the State to levy and collect special county tax for public school purposes not to exceed thirty (30) cents on each one hundred dollars (\$100.00) worth of taxable property in such county; to authorize any school district, in any county that may be levying special county taxes for school purposes of not less than thirty (30) cents on each one hundred dollars (\$100.00) worth of taxable property in such county, to levy a special district tax for school purposes not to exceed thirty (30) cents on each one hundred dollars (\$100.00) worth of taxable property in such school district; and to authorize boards of education to issue interest-bearing warrants to erect, repair and equip school buildings and to otherwise improve school facilities."

Was read a third time at length and passed.

Yeas, 65; Nays, 0.

Yeas:

Messrs:

Mr. Speaker	Desear	Matthews	Reeder
Adcock	Fite	Merrill	Ringer
Allen	Frey	Molette	Rivers
Ashcraft	Golson	Monk	Simpson
Baldwin	Goode	Moxley	Shivers
Bartlett	Graves	Mullen	Smith
Beebe	Grove	Nipper	Starnes
Bryant	Hollis	Norman	Stephens
Burns	Howell	Owens	Stewart (Bibb)
Byars	Hughes	Parish	Vickers
Cannon	Jeter	Pegues	Wallace
Carter	Johnson	Pitts	Ward (Geneva)
Cockrell	Langdon	Poole	Ware
Cook	Lee	Powell	Webb
Darden	Lovelace	Quillin	Weldon
Deloney	Luck	Rankin	Winn
Denson			

—65

On motion of Mr. Ward of Geneva the bill, H. 39, was ordered sent forthwith to the Senate without engrossment.

H. 153. To alter and rearrange the boundary lines of the city of Demopolis, Alabama, so as to include within the corporate limits of said city the territory described in Section One of this bill.

Was read a third time at length and passed.

Yeas, 65; Nays, 0.

Yeas:

Messrs:

Mr. Speaker	Beebe	Burns	Cook
Adcock	Brunson	Byars	Darden
Allen	Bryant	Cannon	Deloney
Bartlett	Burleson	Carter	Denson

Desear	Hughes	Morrow	Rankin
Edwards	Jeter	Moxley	Reeder
Fite	Johnson	Mullen	Ringer
Frey	Langdon	Nipper	Rivers
Golson	Lawler	Norman	Rogers (Elmore)
Goode	Lee	Owens	St. John
Grove	Martin	Parish	Shivers
Gullatt	Matthews	Pegues	Smith
Guy	Merrill	Pitts	Ware
Hollis	Miller (Marengo)	Poole	Webb
Howard	Molette	Powell	Weldon
Howell	Monk	Quillin	Winn
Hubbard			

—65

And on motion of Mr. Allen the bill, H. 153, was ordered sent forthwith to the Senate without engrossment.

H. 162. To require all State and county officers who are not on a salary exclusively, but who receive fees or part fees for their services and compensation, to file monthly itemized statements under oath with the treasurer or such other corresponding officer in their respective counties showing moneys received and expended by said officers in their respective offices and departments, in all counties of the State of Alabama having a population of not less than ninety thousand and not exceeding three hundred thousand according to the last or any subsequent Federal census, and to provide penalties for failure to file such reports and for filing false reports.

Was read a third time at length and passed.

Yeas, 65; Nays, 0.

Yeas:

Messrs:

Mr. Speaker	Grove	Morrow	Rogers (Elmore)
Bartlett	Gullatt	Moxley	Rogers (Mobile)
Beebe	Guy	Mullen	St. John
Bryant	Hollis	Nipper	Sanders (Conecuh)
Burns	Howard	Owens	Sanders (Pike)
Cockrell	Howell	Parish	Shepherd
Cook	Hubbard	Patterson	Shivers
Darden	Hughes	Pegues	Simpson
Deloney	Jeter	Pitts	Smith
Denson	Johnson	Poole	Starnes
Edwards	Lawler	Powell	Tompkins
Fite	Lee	Quillin	Tunstall
Frey	Luck	Rankin	Vickers
Golson	McAdory	Reeder	Waddell
Goode	Merrill	Ringer	Wallace
Goodwyn	Monk	Rivers	Winn
Graves			

—65

And on motion of Mr. Grove the bill, H. 162, was ordered sent forthwith to the Senate without engrossment.

H. 86. To change the amount, or fix the amount, of the salary or compensation of the county treasurers of any counties in the State, having a population of not less than ninety thousand, nor more than one hundred and eighty thousand, according to the last, or to any succeeding Federal census; to provide the method and manner of its payment, and to repeal all laws, or parts of laws, general, local or special, in conflict with the provisions of this Act.

Was read a third time at length and passed.

Yeas, 65; Nays, 1.

Yeas:

Messrs:

Mr. Speaker	Edmundson	Hubbard	Rankin
Adcock	Edwards	Hughes	Reeder
Allen	Fite	Jeter	Ringer
Anderson	Frey	Luck	Rivers
Ashcraft	Golson	Molette	Rogers (Mobile)
Baldwin	Goode	Monk	Sanderson
Bartlett	Graves	Morrow	Shepherd
Beebe	Grove	Moxley	Simpson
Brunson	Gullatt	Mullen	Stewart (Bibb)
Bryant	Guy	Nipper	Thompson
Christian	Hampton	Parish	Vickers
Cockrell	Harwood	Pegues	Wallace
Cook	Hawkins	Pitts	Ware
Darden	Hightower	Poole	Webb
Deloney	Hollis	Powell	Weldon
Denson	Howell	Quillin	Winn
Desear			

—65

Nays:—Mr. Grove.—1.

And on motion of Mr. Vickers the bill, H. 86, was ordered sent forthwith to the Senate without engrossment.

H. 70. To repeal an act entitled "An Act to prescribe the duties of sheriffs as to inferior criminal courts in all counties having a population of over Eighty Thousand, according to the last federal census, or which may hereafter have such population according to any federal census hereafter taken, in which the sheriff is not on a salary basis under and by virtue of a Constitutional Amendment, and to fix the compensation of the sheriffs of such counties, as well as the compensation of the sheriffs of all other counties in which the sheriffs are now or may hereafter be required to perform for the inferior criminal courts of their respective counties the services and duties by this Act specified and enumerated for sheriffs of counties having a population of over Eighty Thousand, for executing process out of such courts and for other services rendered in or to such courts, and to provide the method of payments and to limit the amount of fees and allowances to be paid by counties in cases wherein the fine and costs

are not paid by convicted defendants, and to repeal all laws, and parts of laws, general, local, private and special in conflict herewith," approved September 29th, 1923.

Was read a third time at length and passed.

Yeas, 65; Nays, 0.

Yeas:

Messrs:

Mr. Speaker	Denson	Lawler	Powell
Adcock	Desear	Lee	Quillin
Allen	Edmundson	Lovelace	Rankin
Baldwin	Edwards	Luck	Reeder
Bartlett	Fite	Matthews	Ringer
Beebe	Frey	Merrill	Rivers
Brunson	Golson	Moxley	Rogers (Mobile)
Bryant	Goode	Mullen	St. John
Burns	Goodwyn	Nipper	Smith
Byars	Graves	Norman	Starnes
Cannon	Grove	Owens	Stephens
Carter	Gullatt	Parish	Vickers
Christian	Guy	Patterson	Waddell
Cockrell	Howard	Pegues	Webb
Cook	Howell	Pitts	Weldon
Darden	Hubbard	Poole	Winn
Deloney			

—65

And on motion of Mr. Rogers of Mobile the bill, H. 70, was ordered sent forthwith to the Senate without engrossment.

H. 186. To fix the salary of the deputy solicitor of Washington County, Alabama.

Was read a third time at length and passed.

Yeas, 65; Nays, 0.

Yeas:

Messrs:

Mr. Speaker	Goode	Luck	Rivers
Adcock	Graves	McAdory	Rogers (Elmore)
Allen	Grove	Merrill	St. John
Anderson	Gullatt	Molette	Shepherd
Ashcraft	Guy	Monk	Shivers
Baldwin	Hawkins	Moxley	Smith
Bartlett	Hightower	Mullen	Stephens
Beebe	Hollis	Nipper	Thompson
Brunson	Hughes	Pegues	Tunstall
Bryant	Jeter	Pitts	Vickers
Burleson	Johnson	Poole	Waddell
Burns	Jordan (Washington)	Powell	Wallace
Byars	Kirkpatrick	Quillin	Ware
Cannon	Langdon	Rankin	Webb
Carter	Lawler	Reeder	Weldon
Fite	Lee	Ringer	Winn
Frey			

—65

And on motion of Mr. Jordan of Washington the bill, H. 186, was ordered sent forthwith to the Senate without engrossment.

H. 173. To provide for and create a commission form of government in all cities of the State of Alabama and having a population of not less than one thousand nor more than twenty-five thousand by the last or any subsequent Federal census whose corporate limits may have been or may hereafter be so altered or rearranged as to include the territory of one or more other cities and towns by any Act passed by this session of the Legislature or by any Act that may be passed at this or any subsequent session of the Legislature; to provide for the appointment of commissioners for such cities by the Governor and fix their terms and salaries; to confer and impose upon the commissioners so appointed all the powers conferred and imposed upon commissioners of class D cities by Article 46 of chapter 43 of the Code of 1923 and upon consolidated cities and towns by Article 10 of Chapter 43 of the Code of 1923 and other applicable general laws of the State; to fix the time and provide for the holding of an election as to whether such cities whose limits have been so altered or rearranged shall return to or adopt the aldermanic form of government; to provide for the division of said cities into wards; to provide for the election by the commissioners of one or more such school boards as may be necessary to comply with the Constitution and laws of Alabama and of the United States and to confer upon such cities all such powers to impose and collect special taxes from persons and property as were possessed by either of the cities and towns so included in its new corporate limits and providing that the funds so raised by special taxation shall be apportioned and expended in the manner required by the Constitution and laws of Alabama and of the United States.

Was read a third time at length and passed.

Yeas, 65; Nays, 0.

Yeas:

Messrs:

Mr. Speaker	Guy	Matthews	Sanders (Pike)
Adcock	Hampton	Merrill	Shivers
Allen	Harwood	Miller (Marengo)	Simpson
Anderson	Hawkins	Miller (Sumter)	Starnes
Beebe	Hightower	Molette	Stephens
Brunson	Johnson	Monk	Stewart (Bibb)
Burleson	Jones (Bullock)	Moxley	Stewart (Calhoun)
Burns	Jones (Cleburne)	Mullen	Thompson
Byars	Jordan (Etowah)	Nipper	Tompkins
Cannon	Jordan (Washington)	Patterson	Tunstall
Carter	Kirkpatrick	Pegues	Wallace
Christian	Langdon	Pitts	Ward (Geneva)
Cook	Lawler	Rogers (Elmore)	Ward (Tuscaloosa)
Darden	Lovelace	Rogers (Mobile)	Ware
Deloney	Luck	St. John	Weldon
Denson	McAdory	Sanders (Conecuh)	Winn
Desear			

And on motion of Mr. Patterson, the bill, H. 173, was ordered sent forthwith to the Senate without engrossment.

MESSAGE FROM THE SENATE

Mr. Speaker:

The Senate has passed the following House bills and returns same herewith to the House:

H. 53. To provide for the appointment of a stenographer by each Solicitor of each judicial circuit in the State, composed of one county with three circuit judges, to fix the term of office of said stenographer, to prescribe the duties of said stenographer, and to fix the compensation of said stenographer.

H. 96. To make an appropriation of two hundred and fifty thousand (\$250,000.00) dollars, or so much thereof as may be necessary, out of any funds in the State treasury not otherwise appropriated, to defray the expenses of the present session of the Legislature.

J. E. Speight,
Secretary.

MESSAGE FROM THE SENATE

Mr. Speaker:

The Senate has concurred in and adopted:

H. J. R. 21. Be it resolved by the House, the Senate concurring, That when the two houses adjourn today, they adjourn to meet on Tuesday, February 1st, 1927.

And returns same herewith to the House.

J. E. Speight,
Secretary.

MESSAGE FROM THE SENATE

Mr. Speaker:

The Senate has originated and passed the following bills and sends same herewith to the House without engrossment:

By Mr. Young:

S. 42. To provide who may not accept employment or charge or accept compensation for services in obtaining or assisting in obtainnig pardons or paroles; to designate the place where offenders of this Act may be tried, and to prescribe the punishment for violations of this Act.

By Mr. Fite:

S. 55. To provide for the appointment of an additional assistant solicitor to be known as the second assistant solicitor for each judicial circuit in the State, composed of one county with three circuit judges, to fix the term of said office, to prescribe

the duties and authority of said additional assistant solicitor to be known as the second assistant solicitor and to fix his compensation.

Also:

By Mr. Craft:

S. 101. To provide for the appointment of deputy registers and clerks for circuit courts in all judicial circuits in the State having more than two and less than five circuit judges; to prescribe the duties and fix the compensation and salary of such deputies.

Also:

By Mr. Fite:

S. 89. To provide for the relief of Charles E. Wilder; to pay him compensation for services rendered the State as Special Judge in the Tenth Judicial Circuit of Alabama for one (1) month and ten (10) days, to-wit, from April 14th to May 25th, 1924.

With notice and proof thereto attached and herewith exhibited as follows:

NOTICE

Notice is hereby given that at the next regular session of the Alabama Legislature to be held in 1927 a bill will be introduced in substance as follows:

AN ACT

To provide for the relief of Charles E. Wilder; To pay compensation for services rendered as a special Circuit Judge in the 10th Judicial Circuit of Alabama, from the 14th day of April, 1924, to and including the 25th day of May, 1924.

Be it Enacted by the Legislature of Alabama:

Section No. 1. That whereas Charles E. Wilder was appointed by the presiding Circuit Judge of the 10th Judicial Circuit of Alabama, on the 14th day of April, 1924, as a special Circuit Judge to preside in the place of Circuit Judge Honorable Roger W. Snyder, who was ill and unable to preside over said Court in Division number 10;

That Whereas, the said Charles E. Wilder, acting under and by virtue of said appointment by said presiding Circuit Judge of the 10th Judicial Circuit of Alabama, did preside and was engaged in the actual trial of cases from the 14th day of April for a period of 30 days and ending on the 25th day of May, 1924.

Section No. 2. That for and in consideration of said services rendered by the said Charles E. Wilder, as said special Circuit Judge of the 10th Judicial Circuit of Alabama, be and he is hereby allowed compensation at the rate of \$20.00 per day for 30 days for the time he served as special Circuit Judge of the 10th Judicial Circuit of Alabama, said amount being the regular pay received by Circuit Judge of the 10th Judicial Circuit of Alabama, said amount to be paid to him by warrant as other Circuit Judges of the 10th Judicial Circuit are paid.

STATE OF ALABAMA,

County of Jefferson.

Before me, the undersigned authority, in and for the county and State, aforesaid personally appeared George M. Howle, editor of The Weekly Call a weekly newspaper published in said state and county, who, being by me first duly sworn deposes and says that the notice a true copy of which is hereto attached was published in The Weekly Call for Four consecutive weeks, commencing on Dec. 18, 1926.

Geo. M. Howle,
Editor The Weekly Call.

Sworn to before me, and signed in my presence, this 12th day of January, 1927.

Bessie Stephens,
Notary Public.

Also:

By Mr. Holmes:

S. 61. To have the State of Alabama purchase from the United States Government, Fort Morgan, which is being abandoned as a fortress, and the same to be used as a recreational center and playground for the people of Alabama.

Also:

By Mr. Teasley:

S. 29. To define who are agents of insurance companies; to provide for the licensing, supervision and regulation of such insurance agents; and to provide penalties for violation of laws and regulations governing insurance agents.

Also:

By Mr. Fite (by request):

S. 88. To alter or rearrange the boundary line of the Town of Inglenook, Jefferson County, Alabama, so as to exclude from the said Town of Inglenook certain territory described herein and now included within the corporate limits of said Town of Inglenook.

With notice and proof thereto attached and herewith exhibited as follows:

LEGAL NOTICE

In pursuance of Section 106 of the Constitution of Alabama, 1901, notice is hereby given for four consecutive weeks, beginning January 1, 1927, and continuing up to and including the 22nd day of January, 1927, by publication in The Weekly Call, a newspaper published in Birmingham, Jefferson County, Alabama, that application will be made to the Legislature of the State of Alabama convening in Montgomery, Alabama, on the 11th day of January, 1927, for the passage of an Act altering or re-arranging the boundary line of the Town of Inglenook, Jefferson County, Alabama, so as to exclude from the corporate limits of said Town certain territory described in said Act and now included within its present corporate limits, said Act being in the following words and figures, to-wit:

AN ACT

To alter or rearrange the boundary line of the Town of Inglenook, Jefferson County, Alabama so as to exclude from the said Town of Inglenook certain territory described herein and now included within the corporate limits of said Town of Inglenook.

Be it Enacted by the Legislature of Alabama:

Section 1. That the boundary line of the Town of Inglenook, Jefferson County, Alabama, be and the same is hereby altered and rearranged as follows:

Beginning at the intersection of the northwesterly line of the right of way of the Birmingham Water Works canal with the north line of the south half (S $\frac{1}{2}$) of the northwest quarter (NW $\frac{1}{4}$) of section eight (8), township seventeen (17) south, range two (2) west, on the west boundary line of said Town of Inglenook as now constituted; thence instead of north-easterly along the northwest right of way line of said canal as heretofore, run east along the north line of said south half (S $\frac{1}{2}$) of said northwest quarter (NW $\frac{1}{4}$) to its intersection with the north and south center line of said section eight (8); thence south along the center line of said section to its intersection with the south boundary line of Oak Park Addition as recorded in Book of Maps, volume nine (9), page eighty-five (85), Probate Office of Jefferson County, Alabama; thence east along the south boundary line of said Oak Park Addition to its intersection with the east line of the southwest quarter (SW $\frac{1}{4}$) of the northeast quarter (NE $\frac{1}{4}$) of said section eight (8); thence south along the heretofore corporate boundary limits of said town of Inglenook so as to exclude and eliminate from said Town of Inglenook the area described as follows:

Beginning at the intersection of the northwesterly line of the right of way of Birmingham Water Works canal with the north line of the south half (S $\frac{1}{2}$) of the northwest quarter (NW $\frac{1}{4}$) of section eight (8), township seventeen (17) south, range two (2) west, thence east along the north line of the said south half (S $\frac{1}{2}$) of the said northwest quarter (NW $\frac{1}{4}$) to its intersection with the north and south center line of said section eight (8); thence south along the center line of said section eight (8), to its intersection with the south boundary line of said Oak Park Addition; thence east along the south boundary line of said Oak Park Addition to its intersection with the east line of the west half (W $\frac{1}{2}$) of the northeast quarter (NE $\frac{1}{4}$) of said section eight (8); thence north along the east line of the west half (W $\frac{1}{2}$) of said northeast quarter (NE $\frac{1}{4}$) of said section eight to the south line of section five (5), township seventeen (17) south, range two (2) west; thence west along the south line of said section five (5) to the southwest corner of the southwest quarter (SW $\frac{1}{4}$) of the southeast quarter (SE $\frac{1}{4}$) of said section five (5); thence north along the north and south center line of said section five (5) to its intersection with the northwesterly right of way line of the Birmingham Water Works canal, thence southwesterly along the northeasterly right of way line of said canal to the point of beginning.

Section 2. That all of that territory embraced within said area heretofore described be and the same is hereby excluded and eliminated from said Town of Inglenook.

STATE OF ALABAMA,
County of Jefferson.

Before me, the undersigned authority, in and for the county and State, aforesaid personally appeared George M. Howle, editor of The Weekly Call, a weekly newspaper published in said state and county, who, being by me first duly sworn deposes and says that the notice a true copy of which is

hereto attached was published in The Weekly Call once a week for Four consecutive weeks, commencing on Jan. 1, 1927.

Geo. M. Howle,
Editor The Weekly Call.

Sworn to before me, and signed in my presence, this 22 day of January, 1927.

Rachel Pacey,
Notary Public.

J. E. Speight,
Secretary.

SENATE MESSAGE

The Senate bills, the titles to which are set out in the above and foregoing message from the Senate, were severally read one time and referred to appropriate standing committees as follows:

Judiciary, S. 42.

Revision of Laws, S. 55, S. 101.

Appropriations, S. 89.

Seaport, Harbors and Maritime Commerce, S. 61.

Insurance and Insurance Companies, S. 29.

Municipal Organization, S. 88.

MESSAGE FROM THE SENATE

Mr. Speaker:

The Senate has originated and passed the following bills and sends same herewith to the House without engrossment:

By Mr. Fite (by request) (with notice and proof):

S. 87. To alter or rearrange the boundary line of the Town of Tarrant City, Jefferson County, Alabama, so as to include within said Town of Tarrant City certain additional territory described herein.

With notice and proof thereto attached and herewith exhibited as follows:

LEGAL NOTICE

In pursuance of Section 106 of the Constitution of Alabama, 1901, notice is hereby given for four consecutive weeks, beginning January 1, 1927, and continuing up to and including the 22nd day of January, 1927, by publication in The Weekly Call, a newspaper, published in Birmingham, Jefferson County, Alabama, that application will be made to the Legislature of the State of Alabama convening in Montgomery, Alabama, on the 11th day of January, 1927, for the passage of an Act altering or re-arranging the boundary line of the Town of Tarrant City, Jefferson County, Alabama, so as to include within the corporate limits of said Town certain additional territory described in said Act, said Act being in the following words and figures, to-wit:

AN ACT

To alter or rearrange the boundary line of the Town of Tarrant City, Jefferson County, Alabama, so as to include within said Town of Tarrant City certain additional territory described herein.

Be it Enacted by the Legislature of Alabama:

Section 1. That the boundary line of the Town of Tarrant City, Jefferson County, Alabama, be and the same is hereby altered and rearranged as follows:

Beginning at the intersection of the north line of Plainview Addition, as recorded in Book of Maps, volume 10, page 48, Probate Office of Jefferson County, Alabama, with the west line of the northwest quarter (NW $\frac{1}{4}$) of the northwest quarter (NW $\frac{1}{4}$) of section eight (8), township seventeen (17) south, range two (2) west, on the west boundary line of the Town of Tarrant City as now constituted; thence instead of an easterly direction as heretofore, continue said boundary line south along the west line of said northwest quarter (NW $\frac{1}{4}$) of the northwest quarter (NW $\frac{1}{4}$) to the southwest corner of said northwest quarter (NW $\frac{1}{4}$) of northwest quarter (NW $\frac{1}{4}$); thence east along the south line of the north half (N $\frac{1}{2}$) of the northwest quarter (NW $\frac{1}{4}$) of said section eight (8), to the north and south center line of said section eight (8); thence south along the center line of said section to its intersection with the south line of Oak Park Addition as recorded in Book of Maps, volume nine (9), page eighty-five (85), Probate Office of Jefferson County, Alabama; thence east along the south line of said Oak Park Addition to the east line of the southwest quarter (SW $\frac{1}{4}$) of the northeast quarter (NE $\frac{1}{4}$) of said section eight (8); and from said last named point running south along the heretofore established corporate limit boundary of said Town of Tarrant City so as to include within and to make a part of said Town of Tarrant City the following additional area described as follows:

Beginning at the southwest corner of the northwest quarter (NW $\frac{1}{4}$) of the northwest quarter (NW $\frac{1}{4}$) of section eight (8), township seventeen (17) south, range two (2) west; thence east along the south line of the north half (N $\frac{1}{2}$) of the northwest quarter (NW $\frac{1}{4}$) of said section eight (8), to the north and south center line of said section; thence south along the north and south center line of said section to its intersection with the south line of said Oak Park Addition; thence east along the south line of said Oak Park Addition to the east line of the west half (W $\frac{1}{2}$) of the northeast quarter (NE $\frac{1}{4}$) of said section eight (8); thence north along the east line of said west half (W $\frac{1}{2}$) of said northeast quarter (NE $\frac{1}{4}$) to the south line of section five (5), township seventeen (17) south, range two (2) west; thence west along the south line of said section five (5) to the southwest corner of the southwest quarter (SW $\frac{1}{4}$) of the southeast quarter (SE $\frac{1}{4}$) of said section five (5); thence north along the north and south center line of said section five (5) to its intersection with the northwesterly line of the right of way of the Birmingham Water Works canal; thence southwesterly along the northwesterly line of said canal to its intersection with the north line of said Plainview Addition; thence west along the north line of said Plainview Addition to the west line of section eight (8), township seventeen (17) south, range two (2) west; thence south to point of beginning.

Section 2. That all of that territory embraced within said area heretofore described be and the same is hereby included within and made a part of said Town of Tarrant City.

STATE OF ALABAMA,
County of Jefferson.

Before me, the undersigned authority, in and for the county and State, aforesaid personally appeared George M. Howle, editor of the Weekly Call,

a weekly newspaper published in said state and county, who, being by me first duly sworn deposes and says that the notice a true copy of which is hereto attached was published in The Weekly Call once a week for four consecutive weeks, commencing on Jan. 1, 1927.

Geo. M. Howle,
Editor of The Weekly Call.

Sworn to before me, and signed in my presence, this 22 day of January, 1927.

Rachel Paceley,
Notary Public.

Also:

By Mr. Oliver (with notice and proof):

S. 75. To provide additional duties and confer additional powers on each member of the Court of County Commissioners of Talladega County, Alabama, in supervising the construction, maintenance and upkeep of the roads and bridges in his district, and to fix the salary and compensation of said commissioners.

With notice and proof thereto attached and herewith exhibited as follows:

NOTICE

Notice is hereby given of intention to apply to the next regular session of the legislature of Alabama, for the passage of a local law for Talladega county, Alabama, the substance of which is as follows:

An Act to provide additional duties and confer additional powers on each member of the court of county commissioners of Talladega county, Alabama, in supervising the construction, maintenance and upkeep of the roads and bridges in his district, and to fix the salary and compensation of said commissioners.

Be it enacted by the legislature of Alabama:

Sec. 1. That each member of the court of county commissioners of Talladega county, except the probate judge, shall have supervision of and shall be responsible for the court of county commissioners for the construction, maintenance and upkeep of the county roads and bridges in his commissioner's district, and shall make a personal inspection of all work under construction in his district and shall approve all appointments of the county road superintendent of all road overseers, apportioners and enumerators necessary for the construction, maintenance and upkeep of the roads and bridges in his district, and shall inspect and approve all reports of overseers in his district, and the probate judge shall assist said commissioners in the performance of their duties to such extent as shall be necessary.

Sec. 2. That each member of the court of county commissioners of Talladega county except the probate judge on presentation to the court of county commissioners of a monthly written report, which report shall show road inspections and due diligence on the part of such commissioner in the performance of his duties, which must be approved by the commissioners court, shall receive a monthly salary of fifty (\$50.00) dollars a month, which shall be in lieu of all fees, compensation and expenses allowed by law to such commissioner for service rendered in and about such commissioners court, including the work required as members of the board of review, the payment of such salary to be made out of the county treasury by warrant drawn by the probate judge on the treasury of the county on the first of each month for the preceding month. That the probate judge shall receive as compensation for his services as a member of such commissioner court

the sum of three (\$3.00) dollars for each day or part of a day which he shall preside over the sessions of said court and such actual expense as he may incur in the performance of his duties, said compensation to be paid on the first of each month for the preceding month out of the county treasury by warrant of such judge drawn on the treasury of the county.

Sec. 3. That all laws and parts of laws in conflict with the provisions of this act are hereby repealed.

Sec. 4. That this act shall take effect and become operative immediately upon its passage and approval by the governor.

THE STATE OF ALABAMA,

Talladega County.

Personally appeared before me, a Notary Public in and for said county Jno. C. Williams, who being duly sworn according to law, deposes and says that he is the Publisher of the Our Mountain Home a newspaper published in said county, and that the publication of a certain notice, a true copy of which is hereto affixed, has been made in said newspaper for Four weeks consecutively, to-wit, in the issue hereof dated as follows: Dec. 29, 1926, Jan. 5, 1927, Jan. 12, 1927, Jan. 19, 1927.

Subscribed and sworn to before me this 20th day of January, 1927.

(Seal)

Jno. C. Williams,
Emma Huey,
Notary Public.

Also:

By Mr. Fite:

S. 80. To amend Section 2051 of the Code of Alabama of 1923.

Also:

By Mr. Justice:

S. 106. To safeguard the distribution and sale of certain dangerous caustic or corrosive acids, alkalis, and other substances in the State of Alabama, to be known as "The Caustic Alkali or Acid Act," and prescribe a punishment for the violation thereof.

Also:

By Mr. Ellis of Dallas:

S. 99. To amend Section 1053 of the Code of Alabama 1923.

Also:

By Mr. Craft:

S. 40. To regulate the manner of the removal of oysters or other shell fish or of crustacea from the waters of the State, and to prescribe penalties for violation of this Act.

Also:

By Mr. Craft:

S. 103. For the preservation, protection, development and improvement of the oyster reefs and beds in the waters of Alabama; for the preservation, protection, development, encouragement, and improvement of the oyster industry in the State of Alabama; to provide for the establishment of a Board of Commissioners, to prescribe their powers and duties, to establish, locate and provide for the furnishing of its office; to regulate

the manner and time, and taking and catching oysters from the public waters, and provide bedding grounds in the State; to prescribe and regulate the measure of oysters bought and sold in the shell; to prescribe license fees for boats engaged in taking and catching oysters; to fix and prescribe a tax upon oysters, canned, packed, shipped, or sold, raw or cooked; to provide for the officers, employees and agents of the commission, to prescribe their duties and powers and fix their compensation; to provide for the protection and control of the oyster grounds and public waters of the State; to fix penalties for the violations of the provisions of this Act; to create a fund for moneys arising under the provisions of this Act; for the purpose of defraying the expenses of the commission; to provide for obtaining fifteen per cent of the shells produced by canning factories and from any other sources in the State, and all matters connected therewith; and generally to regulate and control the oyster industry in the State, and all matters connected therewith, and to provide for reports to be made to the commission by all persons taking, catching, or selling oysters, provided that fifteen per cent of the shells taken from the waters of Alabama, produced at canning factories and from any other source must be delivered to the Oyster ommission, and replanted to increase the production of oysters.

Also:

By Mr. Holmes:

S. 39. To provide for a closed season on fresh water food fishes in the State of Alabama, to provide for a day's bag limit on large and small mouth bass, commonly known as trout or green trout, and on bream and perch, to prohibit the sale of bass and bream in the State of Alabama, to prohibit the shipping, transporting, or carrying of bass and bream taken in the fresh public waters of this State to any point beyond the boundaries of the State of Alabama, to provide penalties for violations of the provisions of this Act.

Also:

By Mr. Craft:

S. 104. To provide for an Oyster Commission to consist of three members, two appointed by the Commissioner of Game and Fisheries, to be approved by the Governor, and the Commissioner of Game and Fisheries to be the third member, an ex-officio chairman, to prescribe the duties and powers of such commission, and for an office in Mobile, Alabama, for said commission to be furnished by the Board of Revenue and Road Commissioners of Moble County.

J. E. Speight,
Secretary.

SENATE MESSAGE

The Senate bills, the titles to which are set out in the above and foregoing message from the Senate, were severally read one time and referred to appropriate standing committees as follows:

Municipal Organization, S. 87.

Local Legislation, S. 75.

Judiciary, S. 80.

Public Health, S. 106, S. 99.

Game, Fish and Fisheries, S. 40, S. 103, S. 39, S. 104.

MESSAGE FROM THE SENATE

Mr. Speaker:

The Senate has passed the following House bill and returns same herewith to the House:

H. 73. To alter or re-arrange the boundary lines of the City of Decatur, Alabama, so as to include within the corporate limits of said city, the territory now included within the cities or towns of Albany, Alabama, and Fairview, Alabama, and other territory, and so as to exclude from the City of Decatur, Alabama, certain territory now included within the corporate limits of said City of Decatur, Alabama.

J. E. Speight,
Secretary.

CERTIFICATE OF THE CLERK

I hereby certify that the following House bills and House joint resolution were delivered to the Governor on the date and hour named and that I hold the receipt of the Executive Department for same:

H. 18, H. 4, H. 60, H. J. R. 16,

Delivered to Governor at 12:10 P. M. on January 28, 1927.

J. H. Stewart,
Clerk.

ADJOURNMENT

On motion of Mr. Fite the House, in accordance with H. J. R. 21, heretofore adopted, adjourned until 2:30 P. M., Tuesday, February 1st, 1927.

ELEVENTH DAY

House of Representatives, Montgomery, Alabama.
Tuesday, February 1st, 1927.

The House met pursuant to adjournment.

PRAYER.

The session was opened with prayer by Rev. Frank Willis Barnett of Birmingham.

ROLL CALL.

On a call of the roll of the House, the following members answered to their names:

Messrs:			
Mr. Speaker	Goode	Luck	Rogers (Elmore)
Adcock	Goodwyn	McAdory	Rogers (Mobile)
Allen	Graves	Martin	St. John
Anderson	Grove	Matthews	Sanders (Conecuh)
Ashcraft	Gullatt	Merrill	Sanders (Pike)
Baldwin	Guy	Miller (Marengo)	Sanderson
Bartlett	Hampton	Miller (Sumter)	Shepherd
Beebe	Harwood	Molette	Shivers
Brunson	Hawkins	Monk	Simpson
Bryant	Hightower	Morrow	Smith
Burleson	Hollis	Moxley	Starnes
Burns	Howard	Mullen	Stephens
Byars	Howell	Nipper	Stewart (Bibb)
Cannon	Hubbard	Norman	Stewart (Calhoun)
Carter	Hughes	Owens	Thompson
Christian	Jeter	Parish	Tompkins
Cockrell	Johnson	Patterson	Tunstall
Cook	Jones (Bullock)	Pegues	Vickers
Darden	Jones (Cleburne)	Pitts	Waddell
Deloney	Jordan (Etowah)	Poole	Wallace
Denson	Jordan (Washington)	Powell	Ward (Geneva)
Desear	Kirkpatrick	Quillin	Ward (Tuscaloosa)
Edmundson	Langdon	Rankin	Ware
Edwards	Lawler	Reeder	Webb
Frey	Lee	Ringer	Weldon
Golson	Lovelace	Rivers	Winn

A quorum was present.

JOURNAL.

The Chairman of the Standing Committee on the Revision of the Journal made the following report:

REPORT OF STANDING COMMITTEE ON REVISION OF THE JOURNAL.

Mr. Speaker:

Your standing committee on Revision of the Journal begs leave to report that said committee has carefully examined the Journal of the House for the Tenth legislative day, and finds same correct.

R. G. Langdon,
Chairman.

The report of the committee was concurred in and adopted and the Journal for the Tenth Legislative day was approved.

LEAVE OF ABSENCE.

Was granted to Mr. Fite for today.

REPORT OF STANDING COMMITTEE ON ENROLLED BILLS.

Mr. Speaker:

Your Standing Committee on Enrolled Bills reports that it has examined the following House Bills:

By Mr. Vickers:

H. 53. To provide for the appointment of a stenographer by each solicitor of each judicial circuit in the State, composed of one county with three circuit judges, to fix the term of office of said stenographer, to prescribe the duties of said stenographer, and to fix the compensation of said stenographer.

By Mr. Paterson (with Notice and Proof):

H. 73. To alter or re-arrange the boundary lines of the city of Decatur, Alabama, so as to include within the corporate limits of said city, the territory now included within the cities or towns of Albany, Alabama, and Fairview, Alabama, and other territory; and so as to exclude from the city of Decatur, Alabama, certain territory now included within the corporate limits of said city of Decatur, Alabama.

By Mr. Tunstall:

H. 96. To make an appropriation of Two Hundred and Fifty Thousand (\$250,000.00) Dollars, or so much thereof as may be necessary, out of any funds in the State Treasury not otherwise appropriated, to defray the expenses of the present Session of the Legislature.

And finds same correctly enrolled.

R. B. Harwood,
Chairman.

SIGNING OF BILLS

The Speaker of the House in the presence of the House, immediately after the titles had been publicly read by the Clerk, the reading at length having been dispensed with by a two-thirds vote of a quorum present, signed the Bills, the titles to which are set out in the above and foregoing report of the Standing Committee on Enrolled Bills.

RESOLUTIONS.

The following resolutions were introduced:

By Rules Committee:

H. J. R. 22. Resolved by the House the Senate concurring that when the two Houses adjourn today they adjourn to meet on Thursday, Feby. 3rd, 1927.

And the resolution was adopted.

By Mr. Hollis:

H. R. 23. Resolved that this House remain in session until 5 P. M. today unless the calendar is cleared before that time.

And the resolution was referred to the Standing Committee on Rules.

By Mr. Simpson, (By request):

H. J. R. 24. House Joint Resolution to approve and adopt the original musical setting by Mrs. Edna Cockel-Gusson, of Birmingham, Alabama, of the words of the poem "Alabama", by Julia S. Tutwiler, and make the same the State song for Alabama.

Whereas, the beautiful and inspiring words of the poem "Alabama," a gift to the people of the State from that distinguished citizen and educational leader, Julia S. Tutwiler, whose life was dedicated to unselfish service for humanity, has never been fittingly set to original music in keeping with its beauty; and,

Whereas, Mrs. Edna Cockel-Gussen, another distinguished creative artist of Alabama has written an original composition fittingly adapted to the inspiring lines of this poem, which has been approved and adopted by the Alabama Federation of Music Clubs and was awarded its prize at their annual convention at Gadsden in 1917, and for ten years has been sung and used as the State song of Alabama by the musicians of the State; and,

Whereas, the gift by Mrs. Gussen of this beautiful arrangement of music to the words of this poem is a service which is deeply appreciated by the people of our State and deserves recognition, and renders the poem much more beautiful and inspiring than with music not specially composed for it:

Now, therefore, be it Resolved by the House of Representatives of the State of Alabama, the Senate concurring that this

original music written by Mrs. Gussen for the poem "Alabama" and as approved and adopted by the Federation of Music Clubs of Alabama be, and the same hereby is adopted;

Be it further resolved, that said poem as set to music by Mrs. Gussen, be, and the same is hereby, adopted as the State song for the State of Alabama.

And the resolution was referred to the Standing Committee on Rules.

By Mr. Jeter:

H. J. R. 25. Whereas, Jefferson County is the largest County in the State and pays a very great proportion of the taxes of the State, and

Whereas, the present administration of the county has brought its financial condition to a deplorable and unenviable status, bordering on to chaos and ruin; and,

Whereas, the entire administration of county affairs in Jefferson County reeks with inefficiency and wastefulness;

Therefore, be it resolved by the House, the Senate concurring that there be and hereby is, established a Joint Recess Committee of the two Houses to consist of three members of the House, to be appointed by the Speaker, and two members of the Senate to be appointed by the President of the Senate; no one of whom shall be from Jefferson County; such committee shall have power to sit at such time as it may see fit and shall have power to subpoena witnesses and compel their attendance; it shall also have power to inspect the records of any and all offices and departments in said county; and the Chief Examiner of Accounts of the State is authorized and directed to furnish for the use of such Committee one of his assistants who shall assist the Committee in its work, and said Committee shall make a written report of its finding to the Legislature on its reconvening, and the Solicitor of Jefferson County, Alabama and the Attorney General of Alabama shall furnish such committee with such advice and counsel as it may call for from them or either of them.

The members of such Committee shall receive the same compensation as members of other recess committees receive.

And the resolution was referred to the Standing Committee on Rules.

By Mr. Pegues:

H. J. R. No. 26. Whereas, the laws of this State require that the U. S. flag and the Alabama flag be displayed; and

Whereas, it seems only reasonable that the State should be just as zealous in its display of said flags as its laws require of others, therefore be it resolved, That:

1. It is the consensus of opinion of this Legislature that the national flag and the Alabama flag be displayed appropriately on the Capitol grounds every day in the year.

And the resolution was referred to the Standing Committee on Rules.

By Mr. Sanderson:

H. R. 27. Resolved, that H. B. 114 be made a special paramount order for the hour of 11 a. m. on the next legislative day.

And the Resolution was referred to the Standing Committee on Rules.

INTRODUCTION OF BILLS.

On a call of Counties Bills were introduced, severally read one time and referred to appropriate Standing Committee as follows:

By Mr. Beebe:

H. 251. To amend Section 6861 of the Code of Alabama of 1923; relating to admission in evidence, without further proof, of conveyances of property, real or personal.

Judiciary.

By Mr. Weldon:

H. 252. To amend Section 10188 of the Code of 1923.

Revision of Laws.

By Mr. Jordan of Etowah (With notice and proof):

H. 253. To relieve the Tax Assessor of Etowah County from the duty of preparing a book of assessments and in lieu thereof to arrange in alphabetical order, according to beats, the original assessments lists and have same permanently bound and kept as permanent record and prepare tax collector's abstracts from said assessment lists.

Local Legislation.

Notice and proof H. 253:

STATE OF ALABAMA,

County of Etowah.

Before me, Ed. Nunnally, a Notary Public in and for said County and State, personally appeared J. L. Meeks, who is known to me, who being first duly sworn doth depose and say that he is Business Manager of the Gadsden Times, a newspaper published in Gadsden, in Etowah County, Alabama; that once each week, for four consecutive weeks, there was published in said Gadsden Times the following notice, to-wit:

NOTICE

AN ACT

To relieve the Tax Assessor of Etowah County from the duty of preparing a book of assessments and in lieu thereof to arrange in alphabetical order, according to beats, the original assessment lists and have same permanently bound and kept as permanent record and prepare tax collector's abstracts from said assessment lists.

Be it enacted by the Legislature of Alabama:

Section 1. That the Tax Assessor of Etowah County, Alabama, shall not be required to prepare the book of assessments, but in lieu thereof shall

be required to arrange in alphabetical order, according to beats, original assessment lists, and cause the same to be permanently bound and such assessment lists when bound shall constitute the book of assessments to all intents and purposes. Such as a matter of record, and provided that in making the Collector's abstracts such abstracts shall be made direct from the assessment lists.

Section 2. That all laws and parts of laws in conflict with the provisions of this Act, whether general, local or special, be and the same are hereby repealed.

Section 3. That this Act shall be effective on its approval by the Governor.

That the dates of the issue of said newspaper in which said notices appeared were as follows: January 8th, 1927; January 15th, 1927; January 22nd, 1927; January 29th, 1927; that this notice was published without cost to the State of Alabama.

J. L. Meeks,

Business Manager of the Gadsden Times.

Sworn to and subscribed to before me this 29th day of January, 1927.

Ed. Nunanly,

Notary Public, Etowah County, Alabama.

By Mr. Hawkins:

H. 254. A Bill to be Entitled an Act To propose an amendment to the Constitution of Alabama authorizing the Cities of Birmingham, Mobile and Montgomery to levy and collect for municipal purposes any rate of tax which a majority of the qualified electors of said cities voting at an election called for that purpose may authorize.

Be it Enacted by the Legislature of Alabama:

Section 1. The following amendment to the Constitution of Alabama is hereby proposed, and an election is hereby ordered by the qualified electors of the State upon such proposed amendment, and the day hereby appointed for such election is the first Monday after the expiration of three months from the final adjournment of the present regular session of the Legislature. The proposed amendment is to add a new section or clause as follows:

ARTICLE XI.

Section 216-A. In addition to the taxes which the Cities of Birmingham, Mobile and Montgomery are authorized to levy and collect under the Constitution as heretofore amended, each of said cities shall have the power and right to levy and collect in any year or years for any municipal purpose or purposes any rate of tax on property situated therein, based upon the valuation of such property as assesses for State taxation for the year next preceding the levy, which a majority of the qualified electors of each such city voting at an election called and held as herein-after prescribed, may authorize for such purpose or purposes. Said tax shall be used only for the purpose or purposes for which the same is authorized, levied and collected. Each election held

under the provisions hereof shall be ordered, held, canvassed, and may be contested in the same manner as is or may be provided by the law applicable to municipal corporations for elections to authorize the issuance of municipal bonds. The ballots used at such election shall contain the words: "For authorization of taxation at rate not to exceed per cent for the year (or years) for the purpose or purposes hereinabove stated upon the ballot," and "Against authorization of taxation at rate not to exceed per cent for the years (or years) for the purpose or purposes hereinabove stated upon the ballot." The rate of taxation proposed shall be printed upon the ballot in the space indicated therefor, and the year or years in which the proposed rate is to apply shall be likewise printed in the space indicated therefor. The voter shall record his choice either for or against authorization of the proposed rate for the proposed purpose or purposes by placing a cross mark before or after the words expressing his choice. Nothing herein contained shall in any wise change or affect the rights of any holder of bonds of said municipal corporations heretofore issued. Elections in each of said municipalities to authorize the levy of such special tax may be held as often as ordered by the governing body thereof, but when a proposition is submitted to the electors of said municipalities for authorization to levy a special tax for a specific purpose and such proposition is defeated, no second election for the same purpose shall be held therein within one year thereafter. This section shall be self operative without any additional legislation.

Section 2. Notice of the election hereby ordered, together with the amendment hereby proposed, shall be given by a proclamation of the Governor, which shall be published in one newspaper in each county in the State once a week for at least eight successive weeks next preceding the day hereby appointed for such election.

Section 3. At the election hereby ordered to be held as herein provided, the qualified electors shall vote on said proposed amendment; and on the official ballot printed for such election there shall be printed the proposed amendment immediately succeeding the following words: "Shall the following be adopted as Section 216-A, Article XI, of the Constitution of Alabama?" Immediately succeeding the text of the proposed amendment shall be printed the following: Yes..... No....."

The choice of the elector shall be indicated by cross-mark made by him or under his direction opposite the word expressing his desire.

Section 4. Officers to hold such election shall be the same and shall be appointed in the same manner and by the same officials

as now provided by the election laws of the State for the appointment of officers to hold elections in this State, and the election shall be held in all things in accordance with this Act, the law governing general elections, and the Constitutional provisions concerning amendments to the Constitution.

Section 5. The votes cast at such election shall be canvassed, tabulated and returns thereof made to the Secretary of State and counted in the same manner as in elections for representatives to the Legislature; and if it shall thereupon appear that a majority of the qualified electors who voted at such election upon the proposed amendment voted in favor of the same, such amendment shall be valid to all intents and purposes as a part of the Constitution of the State of Alabama. The result of such election shall be shown by a proclamation of the Governor.

The above and foregoing Bill, H. 254, proposing an amendment to the Constitution was read one time at length and referred to the Standing Committee on Municipal Organization.

By Mr. Hawkins:

H. 255. To exempt from taxation lands in the purchase of which a municipality has invested money pursuant to the terms of a lease sale contract or option agreement.

Municipal Organization.

By Mr. Hawkins:

H. 256. To amend Section 10358 of the Code of Alabama of 1923.

Municipal Organization.

By Mr. Frey:

H. 257. To create a fund to be used by the Sheriff of each County in the State of Alabama having a population of 200,000 or more, according to the last or any subsequent Federal census, for the purpose of defraying the expenses of sending for, returning and transporting prisoners and fugitives from justice, and to provide for the expenditure and replenishing of said fund.

Local Legislation.

By Mr. Jeter:

H. 258. To further prescribe the duties of Circuit Solicitors in all counties of the State of Alabama having a population of 200,000 or more according to the last or any subsequent Federal census and to prevent the boards of revenue or boards of county commissioners or any office created or established in lieu thereof in said counties from employing legal assistance except as provided in this act.

Judiciary.

By Mr. Simpson (By request) :

H. 259. To provide an additional method of describing subdivisions of sections of land in Alabama.

Judiciary.

By Mr. Allen (By request) :

H. 260. To prohibit the use, sale, purchase or having in possession of steel traps, spring traps, drop-door traps or any other device or appliance used in taking, snaring, trapping, or capturing any wild game animal, wild vermin, birds or fowls of any kind in the State of Alabama; to prohibit any one to bring into this State, or to permit to be brought into this State, any such devices or appliances of any kind; or to have any of the same in their possession or under their control; to prohibit any one to have any such devices or appliances shipped into this State by mail in any manner, express or freight, and to provide penalties for the violation of the Act and to fix the amounts thereof, and to clothe justices of the peace and notaries public, ex officio justices of the peace with concurrent jurisdiction with the circuit and county courts in the trials of causes under this act.

Game, Fish and Fisheries.

By Mr. Rogers of Mobile :

H. 261. To further provide for the compensation of official court reporters in all judicial circuits of the State of Alabama which now or hereafter may be composed of only one county having more than two and less than nine circuit judges.

Local Legislation.

By Mr. Martin :

H. 262. To regulate further the financing of public improvements, to permit the reduction or abatement of assessments therefor in certain cases, to provide for the refunding of bonds issued therefor and to validate proceedings heretofore taken relating thereto in cities having a population of as many as twenty-five thousand and less than fifty thousand people according to the last Federal census or any such census which may hereafter be taken.

Revision of Laws.

By Mr. Harwood :

H. 263. To amend Section 6841 of the Code of Alabama :

Judiciary.

By Mr. Jeter :

H. 264: To establish a Commission of Public Works in all counties in this State having a population of 200,000 or more according to the last or any succeeding Federal census; to prescribe its powers and duties; to fix the compensation of its members, and to fix their terms of office, and to abolish all Boards of Revenue or Courts of County Commissioners in such Counties.

Judiciary.

BILLS ON SECOND READING.

Mr. Simpson, Chairman of the Standing Committee on Judiciary, reported that said Committee in session had acted on the following bill and ordered same returned to the House with a favorable report with amendment:

H. 126. (With amendment) To authorize the Board of Education of any County, in order to acquire, construct or repair any public school building in any school district of such county or for paying for a public school building or buildings already built in any such district, or to raise money for any such purpose, to issue interest bearing school warrents.

Mr. Sanderson, Chairman of the Standing Committee on Revision of Laws, reported that said Committee in session had acted on the following bill and ordered same returned to the House with a favorable report:

S. 55. To provide for the appointment of an additional assistant solicitor to be known as the second assistant solicitor for each judicial circuit in the State, composed of one county with three circuit judges, to fix the term of said office, to prescribe the duties and authority of said additional assistant solicitor to be known as the second assistant solicitor and to fix his compensation.

Mr. Lawler, Vice Chairman of the Standing Committee on Local Legislation, reported that said Committee in session had acted on the following bills and ordered same returned to the House with a favorable report:

S. 75. To provide additional duties and confer additional powers on each member of the Court of County Commissioners of Talladega County, Alabama in supervising the construction, maintenance and upkeep of the roads and bridges in his district, and to fix the salary and compensation of said Commissioners.

H. 221. To create the office of County Solicitor for Lawrence County, Alabama, by the qualified voters of said county, to prescribe his powers, duties and qualifications, to provide for his compensation and fix the term of his office, to provide for his election and for the election of his successor and to repeal all General and local laws in conflict with the provisions of this Act in so far as they relate to said Lawrence County.

H. 238. To repeal an act entitled "An Act to provide and require the payment in cash only of fines and forfeitures accruing or becoming due to Dale County, Alabama, or to the State of Alabama for the use of Dale County."

H. 239. To provide for the election of a County Superintendent of Education for Dale County, Alabama, to fix his term of of-

fice, to prescribe his salary, and the manner of payment, to define his qualifications, powers and duties, to provide for a special election to be held to elect such County Superintendent under this Act and to provide for the election of his successor in office.

H. 240. To repeal an act entitled "An Act to provide for the collection of a per capita road tax and for a license tax on all vehicles, including vehicles propelled by animals, electricity, gasoline or other power whatsoever, to be used for the maintenance, building, upkeep and repair of public roads and bridges in Dale County, Alabama; to prescribe the manner and means of raising or collecting such tax; to provide for and regulate the working, building, maintenance, and upkeep of the public roads and bridges and to provide and fix penalties for the violation of the provisions and purposes of this Act."

H. 243. To create the 22nd Judicial Circuit of Alabama; to provide for the appointment and election of a judge and solicitor therefor; and to fix their salaries.

H. 24. To amend an act entitled An Act To create and establish a Board of County Commissioners in and for Madison County, Alabama, in the place and stead of the Board of Revenue of Madison County now existing in said county, and abolishing said Board of Revenue in Madison County; to divide said county of Madison into five districts, defining the boundaries thereof; defining the jurisdiction of said Board of County Commissioners, fixing their compensation; conferring upon said Board of County Commissioners all the jurisdiction, powers and authority granted by law to County Commissioners, Boards of Revenue or other governing bodies of like name or authority in this State; and to authorize said Board of County Commissioners for the purpose of maintaining the public roads, bridges and ferries of Madison County to impose a tax on gasoline, woco-pep or other substitute therefor sold in the county not to exceed three cents per gallon and to provide the machinery for its collection; authorizing the appointment of said Board of County Commissioners of a clerk, and a supervisor of public roads; providing for the holding of monthly meetings of said Board of Commissioners and providing for the repeal of all laws in conflict with this act; providing for the appointment, nomination and election of said Board of Commissioners approved September 20th, 1923, by amending sections 3, 7, 11, 12, 1-2, 14, 15, and 16, and by adding thereto section 8 1-2.

H. 199. For the relief of Claudia Smith, Custodian of the funds of the Inferior Court of Autauga County, Alabama, and to authorize the payment out of the funds the sum of \$380.00, for services rendered as Custodian of said funds for a period of time beginning Oct. 1st. 1923 and ending Jan. 1st, 1927 at the rate of \$10.00 per month.

Mr. Hawkins, Chairman of the Standing Committee on Municipal Organization, reported that said Committee in session had acted on the following bills and ordered same returned to the House with a favorable report:

S. 88. To alter or rearrange the boundary line of the Town of Inglenook, Jefferson County, Alabama, so as to exclude from the said Town of Inglenook certain territory described herein and now included within the corporate limits of said Town of Inglenook.

S. 87. To alter or rearrange the boundary line of the Town of Tarrant City, Jefferson County, Alabama, so as to include within said Town of Tarrant City certain additional territory described herein.

Mr. Ware, Chairman of the Standing Committee on Appropriations, reported that said Committee in session had acted on the following bill and ordered same returned to the House with a favorable report:

S. 2. To make an appropriation of Six Hundred Thousand (\$600,000.00) Dollars, or so much thereof as may be necessary to the State Board of Education for the further support and maintenance of the public schools of the State in order that a minimum school term of seven months or 140 days may be provided for the current fiscal year ending September 30, 1927.

The above and foregoing Bills were severally read a second time and placed on the Calendar.

BILLS ON THIRD READING

H. 172. To authorize and empower any State institution including schools, colleges, and other educational institutions, to dispose of and convey any contingent interest which such institution or institutions may have in any property, whether the same be derived through a will or otherwise, and to authorize such institution to execute the necessary conveyance, or conveyances for such purpose.

Was read a third time at length and passed.

Yeas, 82; Nays, 1.

Yeas:

Messrs:

Mr. Speaker	Burns	*Frey	Howard
Adcock	Byars	Golson	Hubbard
Allen	Cannon	Goodwyn	Hughes
Anderson	Carter	Graves	Johnson
Baldwin	Cockrell	Gullatt	Jones (Bullock)
Bartlett	Darden	Hampton	Jones (Cleburne)
Beebe	Deloney	Harwood	Jordan (Etowah)
Brunson	Edmundson	Hightower	Jordan (Washington)
Bryant	Edwards	Hollis	Kirkpatrick

Langdon	Nipper	Rogers (Elmore)	Thompson
Lawler	Owens	Rogers (Mobile)	Tompkins
Luck	Parish	Sanders (Conecuh)	Vickers
McAdory	Patterson	Sanders (Pike)	Waddell
Martin	Pegues	Sanderson	Wallace
Matthews	Pitts	Shepherd	Ward (Geneva)
Merrill	Poole	Simpson	Ward (Tuscaloosa)
Miller (Marengo)	Quillin	Starnes	Ware
Miller (Sumter)	Rankin	Stephens	Webb
Molette	Reeder	Stewart (Bibb)	Weldon
Monk	Ringer	Stewart (Calhoun)	Winn
Mullen	Rivers		

—82

Nays: Mr. Grove—1.

And on motion of Mr. Goodwyn the bill H. 172, was ordered sent forthwith to the Senate without engrossment.

On motion of Mr. Jeter the further consideration of H. 45 was postponed until the next legislative day.

S. 13. To provide an appropriation for the construction and repair of buildings and the equipment of the Alabama School for the Deaf located at Talladega, Alabama.

Was read a third time at length and passed.

Yeas, 98; Nays, 0.

Yeas:

Messrs:			
Mr. Speaker	Gullatt	Merrill	St. John
Adcock	Hampton	Miller (Marengo)	Sanders (Conecuh)
Allen	Harwood	Miller (Sumter)	Sanders (Pike)
Anderson	Hawkins	Molette	Sanderson
Baldwin	Hightower	Monk	Shepherd
Bartlett	Hollis	Morrow	Shivers
Beebe	Howard	Moxley	Simpson
Brunson	Howell	Mullen	Smith
Bryant	Hubbard	Nipper	Starnes
Burleson	Hughes	Norman	Stephens
Burns	Jeter	Owens	Stewart (Bibb)
Byars	Johnson	Parish	Stewart (Calhoun)
Cannon	Jones (Bullock)	Patterson	Thompson
Carter	Jones (Cleburne)	Pegues	Tompkins
Cockre'l	Jordan (Etowah)	Pitts	Tunstall
Darden	Jordan (Washington)	Poole	Vickers
Deloney	Kirkpatrick	Powell	Waddell
Denson	Langdon	Quillin	Wallace
Edmundson	Lawler	Rankin	Ward (Geneva)
Edwards	Lee	Reeder	Ward (Tuscaloosa)
Frey	Lovelace	Ringer	Ware
Golson	Luck	Rivers	Webb
Goodwyn	McAdory	Rogers (Elmore)	Weldon
Graves	Martin	Rogers (Mobile)	Winn
Grove	Matthews		

—98

S. 14. To provide an appropriation for the construction and repair of buildings and the equipment of the Alabama School for the Blind located at Talladega, Alabama.

Was read a third time at length and passed.

Yeas, 86; Nays, 0.

Yeas:

Messrs:

Mr. Speaker	Graves	Matthews	Rogers (Mobile)
Adcock	Grove	Merrill	St. John
Allen	Harwood	Miller (Marengo)	Sanders (Pike)
Anderson	Hawkins	Miller (Sumter)	Sanderson
Baldwin	Hightower	Molette	Shepherd
Bartlett	Hollis	Monk	Simpson
Beebe	Howard	Morrow	Starnes
Brunson	Howell	Mullen	Stephens
Bryant	Hughes	Nipper	Stewart (Bibb)
Burleson	Jeter	Owens	Stewart (Calhoun)
Burns	Johnson	Parish	Thompson
Byars	Jones (Bullock)	Patterson	Tompkins
Cannon	Jones (Cleburne)	Pitts	Vickers
Cockrell	Jordan (Etowah)	Poole	Waddell
Darden	Jordan (Washington)	Powell	Wallace
Deloney	Kirkpatrick	Quillin	Ward (Geneva)
Denson	Langdon	Rankin	Ward (Tuscaloosa)
Edmundson	Lawler	Reeder	Ware
Edwards	Lee	Ringer	Webb
Frey	Luck	Rivers	Weldon
Golson	McAdory	Rogers (Elmore)	Winn
Goodwyn	Martin		

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MESSAGE FROM THE GOVERNOR.

To The Legislature of Alabama:

Gentlemen of the House:

I herewith return to you as the House in which it originated House Bill No. 5 without my approval.

Under the Constitutional authority vested in me I suggest that the Act will be satisfactory and will meet with my approval if the House and Senate see fit to concur in the following Executive amendments.

1st. Amend the title of the Act by adding the words "and buildings and the Governor's Mansion" after the word "Capitol" where it occurs in the title.

2nd. By striking from the Act Sections two and three thereof and

3rd. By adding to said bill the following:

Section 2. The funds herein provided shall be used for the purposes for which the appropriation is made upon the order of the Governor and said funds shall be available immediately upon the passage of the Act and the approval of the Governor.

These amendments are suggested for the following reasons.

1st. The title of the Act makes no reference to the other buildings nor to the Governor's Mansion.

2nd. Section two of the Act as it appears in the bill is intended to release the appropriation provided by Section 90 of the Code of Alabama 1923 which would be available on October 1, 1927 but it is doubtful if the words used therein would be construed as releasing this appropriation at this

time. If construed as releasing this appropriation for 1927 at this time the condition existing is such that there would be no appropriation at all available after October 1, 1927 until October 1, 1928.

The appropriation available October 1, 1926 has less than Three Hundred Dollars (\$300.00) remaining in it, the baalnce having been already expended in the purchase of property near the Capitol and in the repairs and improvements made on the Capitol building and grounds by the last administration. There are now outstanding contracts made by the last administration for the purchase of property and for repairs and improvements that will require more than half of the appropriation carried by the bill to be expended in the next three or four months. There is a contract out for painting and ornamenting the rotunda of the Capitol amounting to practically Nine Thousand Dollars. There is now due contractors for work already done, for which there are no funds available, an amount exceeding Fifteen Thousand Dollars. The State is under contract to assume the payment of Thirty Thousand Dollars for property purchased by the last administration and the contracts have not been completed. There is also a contract out for a sprinkler system to be placed in the Capitol and other repairs that have not ben begun, all of which will consume three-fourths of the appropriation provided in the present Act, leaving only Twenty-five Thousand Dollars for the next two years. Contractors have not been paid for the past two months for want of funds available for this purpose.

Respectfully,
Bibb Graves,
Governor.

GOVERNOR'S MESSAGE

On moton of Mr. Goodwyn the House concurred in and adopted the amendment proposed by the Governor to the Bill H. 5. Said Governor's amendment being set out in the above and foregoing Message from the Governor.

Yeas, 89; Nays, 0.

Yeas:

Messrs:

Mr. Speaker	Golson	Lee	Rankin
Adcock	Goodwyn	Luck	Reeder
Allen	Graves	McAdory	Ringer
Anderson	Grove	Matthews	Rivers
Baldwin	Gullatt	Merrill	Rogers (Elmore)
Bartlett	Hampton	Miller (Marengo)	Rogers (Mobile)
Beebe	Harwood	Miller (Sumter)	St. John
Brunson	Hawkins	Molette	Sanders (Conecuh)
Bryant	Hightower	Monk	Sanders (Pike)
Burleson	Hollis	Morrow	Sanderson
Burns	Howard	Moxley	Shepherd
Byars	Hubbard	Mullen	Simpson
Cannon	Hughes	Nipper	Smith
Cockrell	Johnson	Parish	Starnes
Darden	Jones (Bullock)	Patterson	Stephens
Deloney	Jones (Cleburne)	Pegues	Stewart (Bibb)
Denson	Jordan (Etowah)	Pitts	Stewart (Calhoun)
Edmundson	Kirkpatrick	Poole	Thomson
Edwards	Langdon	Powell	Tompkins
Frey	Lawler	Quillin	Tunstall

Vickers	Ward (Geneva)	Ware	Weldon
Waddell	Ward (Tuscaloosa)	Webb	Winn
Wallace			

—89

Which was a majority of the whole number elected to the House and the Bill

H. 5. To provide funds for the repair or improvement of the Capitol.

As amended by the amendment proposed by the Governor was again read a third time at length and passed.

Yeas, 85; Nays, 0.

Yeas:

Messrs:

Mr. Speaker	Goodwyn	Matthews	Rogers (Elmore)
Adcock	Grove	Merrill	Rogers (Mobile)
Allen	Gullatt	Miller (Marengo)	St. John
Anderson	Hampton	Miller (Sumter)	Sanders (Pike)
Baldwin	Harwood	Molette	Sanderson
Bartlett	Hawkins	Monk	Shepherd
Beebe	Hightower	Morrow	Smith
Brunson	Hollis	Moxley	Starnes
Bryant	Howard	Mullen	Stephens
Burleson	Hughes	Nipper	Stewart (Calhoun)
Burns	Jeter	Parish	Thompson
Byars	Johnson	Patterson	Tompkins
Cannon	Jones (Bullock)	Pegues	Vickers
Carter	Jones (Cleburne)	Pitts	Waddell
Cockrell	Jordan (Etowah)	Poole	Wallace
Cook	Kirkpatrick	Powell	Ward (Geneva)
Darden	Langdon	Quillin	Ward (Tuscaloosa)
Deloney	Lawler	Rankin	Ware
Denson	Lee	Reeder	Webb
Edmundson	Luck	Ringer	Weldon
Edwards	Martin	Rivers	Winn
Goode			

—85

Which was a majority of the whole number elected to the House.

BILLS ON THIRD READING

H. 117. To amend Sections 2948 and 2973 of the Code of Alabama 1923.

Was taken up. On motion of Mr. Adcock the further consideration of the Bill H. 117 was postponed until the Twelfth Legislative Day and 500 copies ordered printed for the use of the House and said Bill H. 117 was made a special, paramount, continuing order for the Twelfth Legislative Day.

H. 23. Amending Section 3858 of the Code of Alabama as approved August 17th, 1923.

Was read a third time at length and passed.

Yeas, 80; Nays, 0.

Yeas:

Messrs:

Mr. Speaker	Golson	Matthews	Rogers (Elmore)
Adcock	Goodwyn	Merrill	Rogers (Mobile)
Allen	Grove	Miller (Marengo)	Sanders (Conecuh)
Anderson	Gullatt	Miller (Sumter)	Sanders (Pike)
Baldwin	Hampton	Molette	Sanderson
Bartlett	Harwood	Monk	Shepherd
Beebe	Hightower	Morrow	Simpson
Brunson	Hollis	Moxley	Smith
Bryant	Hubbard	Mullen	Starnes
Burleson	Hughes	Nipper	Stephens
Burns	Jeter	Parish	Stewart (Calhoun)
Byars	Johnson	Patterson	Tompkins
Cannon	Jones (Bullock)	Pegues	Vickers
Cockrell	Jones (Cleburne)	Pitts	Waddell
Cook	Jordan (Washington)	Powell	Wallace
Darden	Kirkpatrick	Quillin	Ward (Tuscaloosa)
Deloney	Lawler	Rankin	Ware
Denson	Lee	Reeder	Webb
Edmundson	Luck	Ringer	Weldon
Frey	Martin	Rivers	Winn

—80

On motion of Mr. Miller of Sumter the Bill H. 23 was ordered sent forthwith to the Senate without Engrossment.

H. 44. To require judges of probate in the several counties of the State of Alabama to furnish the United States Veterans Bureau certified copies of all settlements by guardians of beneficiaries of said Bureau.

Was read a third time at length and passed.

Yeas, 70; Nays, 4.

Yeas:

Messrs:

Mr. Speaker	Goodwyn	Martin	Rivers
Adcock	Grove	Matthews	Rogers (Elmore)
Allen	Gullatt	Merrill	Rogers (Mobile)
Anderson	Harwood	Miller (Marengo)	St. John
Baldwin	Hightower	Miller (Sumter)	Sanderson
Bartlett	Hollis	Monk	Shepherd
Beebe	Howard	Mullen	Simpson
Brunson	Howell	Nipper	Smith
Bryant	Hubbard	Owens	Starnes
Burleson	Hughes	Parish	Stewart (Calhoun)
Burns	Jeter	Patterson	Tompkins
Byars	Johnson	Pegues	Wallace
Cannon	Jones (Cleburne)	Pitts	Ward (Geneva)
Darden	Jordan (Washington)	Powell	Ward (Tuscaloosa)
Deloney	Langdon	Quillin	Ware
Denson	Lee	Rankin	Weldon
Edwards	Luck	Reeder	Winn
Frey	McAdory		

—70

Nays:

Messrs:

Cockrell

Cook

Moxley

Waddell

—4

On motion of Mr. Frey the Bill H. 44 was ordered sent forthwith to the Senate without Engrossment.

H. 32. To submit to the qualified voters of the State of Alabama, at the general election to be held on the first Tuesday after the first Monday of November, 1928, for their consideration, an amendment to the Constitution of the State, fixing the salaries and compensations and allowances to be paid to the judge of probate, the tax assessor and the tax collector, the clerk of the circuit court, the county solicitor and the county treasurer, of Walker County, requiring the said officers to cover the fees collected by them into the county treasury of Walker County and authorizing the disposition of said funds, and empowering the Legislature thereafter to fix and regulate and alter the costs, charges, and fees and salaries of such officers, including the method and basis of their compensation.

Was taken up. Mr. Shepherd offered the following amendment to the Bill, H. 32.

Amendment to H. 32, By Mr. Shepherd:

By striking the words in paragraph one where they first appear in said paragraph, viz.: Commencing on the first Tuesday after the second Monday in January, 1929, and inserting in lieu thereof the following: "Commencing at the beginning of their next term of office subsequent to the general election to be held on the first Tuesday after the first Monday of November, 1928."

And by striking from paragraph three the following where it first appears in said paragraph, viz: Commencing on the first Tuesday after the second Monday in January 1929, and insert in lieu thereof the following: "Commencing at the beginning of their next term of office."

And by striking from paragraph one of said bill where it first appears together the following: "In prolonging the terms of the public schools of said county so that all of the school children of said county shall receive a benefit therefrom so far as is practicable," and insert in lieu thereof the following: "in furnishing to the school children of said county free school text books beginning with the pupils enrolled in the first grade and adding grade by grade as rapidly as the funds accruing become adequate up to and including the sixth grade, and to pay incidentals when there is an amount over and above that required for the purchase of text books."

And the amendment was adopted. Yeas, 70; Nays, 0.

Yeas:

Messrs:

Adcock	Goodwyn	Merrill	Sanders (Conecuh)
Allen	Gullatt	Monk	Sanders (Pike)
Anderson	Harwood	Moxley	Sanderson
Baldwin	Hightower	Mullen	Shepherd
Bartlett	Howard	Nipper	Simpson
Beebe	Howell	Parish	Smith
Brunson	Hubbard	Pegues	Starnes
Bryant	Hughes	Pitts	Stephens
Burleson	Jeter	Powell	Stewart (Calhoun)
Burns	Johnson	Quillin	Tompkins
Byars	Jones (Bullock)	Rankin	Vickers
Cockrell	Jones (Cleburne)	Reeder	Waddell
Darden	Jordan (Washington)	Ringer	Wallace
Deloney	Lee	Rivers	Ward (Geneva)
Denson	Luck	Rogers (Elmore)	Ward (Tuscaloosa)
Edwards	McAdory	Rogers (Mobile)	Ware
Frey	Martin	St. John	Weldon
Golson	Matthews		

—70

H. 32. A Bill to be entitled an Act to submit to the qualified voters of the State of Alabama, at the general election to be held on the first Tuesday after the first Monday of November, 1928, for their consideration, an amendment to the Constitution of the State, fixing the salaries and compensations and allowances to be paid to the Judge of Probate, the Tax Assessor and the Tax Collector, the Clerk of the Circuit Court, the County Solicitor and the County Treasurer, of Walker County, requiring the said officers to cover the fees collected by them into the county treasury of Walker County and authorizing the disposition of said funds, and empowering the Legislature thereafter to fix and regulate and alter the costs, charges, and fees and salaries of such officers, including the method and basis of their compensation.

Be it Enacted by the Legislature of Alabama:

Section 1. That the following amendment to the Constitution of Alabama is hereby proposed, to be submitted to the qualified voters of Alabama, for their consideration, as hereafter set forth, viz.: Commencing on the first Tuesday after the second Monday in January, 1929, subsequent to the General Election to be held on the first Tuesday after the first Monday of November, 1928, the compensation and allowance of the following named county officers of Walker County shall be as follows: Salary of Judge of Probate of Walker County, \$5,000.00 per year, net; allowance of \$7,500.00 per annum for office expenses as follows: One clerk at \$2,100.00 per annum; two clerks at \$1,500.00 per annum, each; and \$2,400.00 per annum for all other expenses, including extra clerks. The said \$2,400.00 to be paid to the Judge of Probate in monthly instalments and disbursed by him. The Tax Assessor of Walker County shall receive a salary of \$4,000.00 per

year, net; allowance of \$2,100.00 per year for a chief clerk in said office; \$1,200.00 for an assistant clerk in said office, and \$700.00 per year for extra help and other expenses. The Tax Collector of Walker County shall receive a salary of \$4,000.00 per year, net; allowance of \$1,500.00 per year for his clerk in said office and \$1,000.00 for extra help and other expenses. The Circuit Clerk of Walker County shall receive a salary of \$3,600.00 per year, net; allowance of \$1,800.00 per year for a chief clerk in said office and \$1,000.00 for extra help and other expenses. The County Solicitor of Walker County shall receive a salary of \$2,400.00 per year, net. The County Treasurer of said county shall receive a salary of \$2,400.00 per year, net. The above named amounts shall be in lieu of all compensations and allowances to the respective named officers. The above named officers shall collect the fees heretofore collected by them, or allowed by law for such services, and shall cover such fees into the county treasury on the first Monday of each month, to be kept in a separate fund to be designated as "The Salary Fund;" that out of such funds the above named amounts for salaries and allowances for said officers shall be paid as the salaries of other county officers are paid; that the residue or remainder of such fund shall be paid by the County Treasurer or other custodian of such funds into the treasury of the school funds of Walker County and shall become a part of the school funds of said county and to be used by the Board of Education of Walker County in prolonging the terms of the public schools of said county, so that all of the school children of said county shall receive a benefit therefrom so far as is practicable, until changed or modified by local or general laws. The Board of County Commissioners or other governing body of Walker County shall provide said officers with necessary quarters, books, stationery and other conveniences. The Legislature of Alabama may hereafter, from time to time, by local or general laws, fix, regulate and alter the amount of the above named salaries and allowances, including the method and basis of their compensation, also fix, regulate and alter amount of compensation received by all the county officers of said county.

Section 2. That it shall be the duty of the Governor to give notice by proclamation, to be published in one newspaper in each county in the State, at least eight consecutive weeks, next preceding the general election in November, 1928, of the election on the amendment proposed by this act, to be submitted to the qualified voters of the State, for their consideration, together with the proposed amendment.

Section 3. That at the general election in November, 1928, an election shall be held for the vote of the qualified electors of the State upon the proposed amendment. Upon the ballots used at such election, shall be printed the following: "Amendment to the

Constitution, fixing the compensation and allowances of the following named county officers of Walker County, commencing on the first Tuesday after the second Monday in January, 1929, subsequent to the General Election in November, 1928, as follows: Salary of Judge of Probate of Walker County, \$5,000.00 per year, net; allowance of \$7,500.00 per annum for office expenses as follows: One clerk at \$2,100.00 per annum; two clerks at \$1,500.00 per annum, each; and \$2,400.00 per annum for all other expenses, including extra clerks. The said \$2,400.00 to be paid to the Judge of Probate in monthly installments and disbursed by him. The Tax Assessor of Walker County shall receive a salary of \$4,000.00 per year, net; allowance of \$2,100.00 per year for a chief clerk in said office; \$1,200.00 for an assistant clerk in said office, and \$700.00 per year for extra help and other expenses. The Tax Collector of Walker County shall receive a salary of \$4,000.00 per year, net; allowance of \$1,500.00 per year for his clerk in said office, and \$1,000.00 for extra help and expenses. The Circuit Clerk of Walker County shall receive a salary of \$3,600.00 per year, net; allowance of \$1,800.00 per year for a chief clerk in said office, and \$1,000.00 for extra help and other expenses. The County Solicitor of Walker County shall receive a salary of \$2,400.00 per year, net. The County Treasurer of said County shall receive a salary of \$2,400.00 per year, net. The above named amounts shall be in lieu of all compensations and allowances to the respective named officers. The above named officers shall collect the fees heretofore collected by them, or allowed by law for such services, and shall cover such fees into the county treasury on the first Monday of each month, to be kept in a separate fund to be designated as "The Salary Fund;" that out of such funds the above named amounts for salaries and allowances for said officers shall be paid as the salaries of other county officers are paid; that the residue or remainder of such fund shall be paid by the County Treasurer or other custodian of such fund into the treasury of the school funds of Walker County, and shall become a part of the school funds of said county and to be used by the Board of Education of Walker County in prolonging the terms of the public schools of said county, so that all of the school children of said county shall receive a benefit therefrom so far as is practicable, until changed or modified by local or general laws, The Board of County Commissioners or other governing body of Walker County shall provide said officers with necessary quarters, books, stationery and other conveniences. The Legislature of Alabama may hereafter, from time to time, by local or general laws, fix, regulate and alter the amount of the above named salaries and allowances, including the method and basis of their compensation, also fix, regulate and alter amount of compensation received by all other county offi-

cers of said county." Following the proposed amendment on the ballot shall be printed the word "Yes," and immediately under that shall be printed the word "No." The choice of the elector shall be indicated by the cross-mark by him opposite the word expressing his desire.

Section 4. The officers of such general election shall open a poll for the vote of the qualified electors upon the proposed amendment. The election shall be held in all things in accordance with the law governing general elections. In the election upon such proposed amendment, the votes cast thereat shall be canvassed, tabulated, and the returns thereof made to the Secretary of State, and counted in the same manner as in elections for representatives to the Legislature, and if it shall thereupon appear that a majority of the qualified electors who voted upon the proposed amendment voted in favor of the same, such amendment shall be valid to all intents and purposes as a part of the Constitution of Alabama. The result of such election shall be made known by proclamation of the Governor.

As amended.

Was read a third time at length and passed.

Yeas, 68; Nays, 0.

Yeas:

Messrs:

Adcock	Frey	Matthews	Rivers
Allen	Golson	Merrill	Rogers (Elmore)
Anderson	Goodwyn	Miller (Marengo)	Rogers (Mobile)
Baldwin	Harwood	Molette	St. John
Bartlett	Hollis	Monk	Sanders (Conecuh)
Brunson	Howard	Morrow	Sanders (Pike)
Bryant	Howell	Moxley	Sanderson
Burleson	Hubbard	Mullen	Shepherd
Burns	Hughes	Nipper	Simpson
Byars	Jeter	Parish	Smith
Cannon	Johnson	Pegues	Starnes
Cockrell	Jones (Bullock)	Pitts	Stephens
Darden	Jordan (Etowah)	Powell	Tompkins
Deloney	Langdon	Quillin	Ward (Geneva)
Denson	Lee	Rankin	Ward (Tuscaloosa)
Edmundson	McAdory	Reeder	Ware
Edwards	Martin	Ringer	Weldon

—68

Which was a three fifths majority of the whole number elected to the House.

H. 194. To amend Section 8505 of the Code of 1923.

Was taken up. Mr. Simpson moved that said Bill, H. 194 be recommitted to the Standing Committee on Ways and Means.

Mr. Goodwyn moved to table the motion of Mr. Simpson and the motion to table was lost.

The motion of Mr. Simpson prevailed and the Bill

H. 194. To amend Section 8505 of the Code of 1923.

Was recommitted to the Standing Committee on Ways and Means.

RECOMMITTAL OF BILL

On motion of Mr. Jeter the Bill:

H. 142. To further amend an Act entitled "An Act to establish an inferior criminal court for Jefferson County, Alabama, to define the jurisdiction and power of said court, the judge, clerk, and other officers thereof; to provide for the place of holding said court, terms and salaries of said judge and officers of said court, the manner of their appointment and election, and the payment of their salaries," approved September 10, 1919 (Local Acts of 1919, page 121 to 130, inclusive), and the Act amending said Act, approved February 9, 1923 (Local Acts of 1923, page 16 to 19, inclusive), and to provide for the increase of the salary of the judge and other officers and employees of said court, and to amend the provisions as to the judges, officers and employees of said court, their number, appointment, authority and to provide for the creation and manner of appointment, duties and salary of an additional judge of said court, to be known as super-numerary judge.

Was recommitted to the Standing Committee on Judiciary.

MESSAGE FROM THE SENATE

Mr. Speaker:

The Senate has originated and passed the following Bills and ordered same sent forthwith to the House without engrossment:

By Mr. Fite:

S. 54. To enlarge the authority, powers and jurisdiction of the Alabama Public Service Commission so as to provide for the supervision, inspection and regulation by said Commission in the public interest of the operation of motor carriers and of their service, rules, regulations and practices; fares, rates, charges and facilities; franchises and licenses; to provide for the payment of supervision and inspection fees by motor carriers; to provide compensation for performance of the duties imposed upon the Commission hereunder; and to provide measures for the enforcement of the Commission's orders, and penalties for failure to comply with the orders of the Commission or with the provisions of this Act.

J. E. Speight,
Secretary.

SENATE MESSAGE.

The Senate Bill the title to which is set out in the above and foregoing Message from the Senate was read one time and referred to an appropriate Standing Committee as follows:

Commerce and Common Carriers, S. 54.

MESSAGE FROM THE SENATE

Mr. Speaker:

The Senate has originated and adopted the following Senate Joint Resolution, and send same herewith to the House:

By Mr. James:

S. J. R. 34. Resolved by the Senate, the House concurring, That the Secretary to the Governor negotiate with some person or persons, Church, Society, firm or corporation to open and operate a Cafe, Cafeteria or restaurant in or near the Capitol Building to accomodate the members and other persons in attendance upon the sessions of the Legislature of Alabama by serving them food and drinks, while the same is in session or otherwise.

J. E. Speight,
Secretary.

SENATE MESSAGE.

The S. J. R. 34 set out in the above and foregoing Message from the Senate was read one time and referred to the Standing Committee on Rules.

MESSAGE FROM THE SENATE

Mr. Speaker:

The Senate has concurred in and adopted:

H. J. R. 22 Relative to adjournment of the two Houses until Thursday, February 3, 1927.

And returns same herewith to the House.

J. E. Speight,
Secretary.

MESSAGE FROM THE SENATE

Mr. Speaker:

The Senate has originated and passed the following Bill and ordered same sent forthwith to the House without Engrossment.

By Mr. Fite:

S. 72: For the protection of persons furnishing materials, food-stuffs, supplies, and labor for the construction of public works, and for other purposes.

J. E. Speight,
Secretary.

SENATE MESSAGE.

The Senate Bill, the title to which is set out in the above and foregoing Message from the Senate was read one time and referred to an appropriate Standing Committee as follows:

Judiciary, S. 72.

MESSAGE FROM THE SENATE

Mr. Speaker:

The Senate has concurred in and adopted the amendment proposed by His Excellency, The Governor to the bill:

H. 5. To provide funds for the repair or improvement of the Capitol, and buildings and the Governor's Mansion.

By a vote of a majority of the whole number elected to the Senate: said vote being Yeas, 27; Nays, 0.

And said bill, as thus amended by the amendment of His Excellency, The Governor, was again read a third time at length and passed by a vote of a majority of the whole number elected to the Senate: Said vote being Yeas, 32; Nays, 0.

And said bill, together with the message of the Governor containing the proposed amendment is herewith returned to the House.

J. E. Speight,
Secretary.

MESSAGE FROM THE SENATE

Mr. Speaker:

The Senate has originated and passed the following bills and ordered same sent forthwith to the House without Engrossment.
By Mr. Williams:

S. 68. To amend Section 4039 of the Code of 1923

Also:

By Mr. Stanley:

S. 115. To amend Section 6665 of the Code of Alabama.

Also:

By Mr. Craft:

S. 120. To provide for the designation, nomination and election by number of judges in judicial circuits now or hereafter composed of one county having more than two judges and less than nine judges.

Also:

By Mr. Stokes:

S. 96. To amend Section 8902 of the 1923 Code of Alabama.

Also:

By Mr. Carlton:

S. 105. To authorize leaves of absence of employees of the State on full pay, who are members of the American Legion, and

members of the American Legion Auxiliary, for the purpose of attending the National Legion Convention in Paris.

Also:

By Mr. Fite:

S. 81. Regulating the issuance of injunctions against municipalities of the State.

Also:

By Mr. James:

S. 4. To provide for the election of a County Superintendent of Education for Cullman and Winston Counties, Alabama, by the qualified electors thereof; and to prescribe the duties and fix the term and compensation of such officers.

Local Legislation.

With notice and proof as follows:

THE STATE OF ALABAMA,

Cullman County.

Personally appeared before me, the undersigned authority in and for said County and State, J. C. Norwood, who, being by me first duly sworn, deposes and says:

That he is the owner and manager of the Cullman Tribune, a weekly newspaper published in Cullman in said County and State; that notice given by W. E. James, State Senator in the Legislature from the Third Alabama Senatorial District, of the intention to apply to the Legislature of Alabama, convening on the second Tuesday in January, 1927, for the passage and enactment of a bill to elect the County Superintendents of Education of Cullman and Winston Counties of Alabama, respectively, by a vote of the people, which act was printed in full, a true and complete copy of which is hereto attached, was published in said paper for four consecutive weeks, commencing on the 9th day of December, 1926—being the first issue. The second issue appearing on December 16, 1926, the third issued appearing on December 23, 1926 and the fourth issue appearing on December 30, 1926; that said publication was authorized by the said W. E. James and published without cost to the State.

J. C. Norwood,

Sworn to and subscribed before me, this 8th day of January, 1927.

Fred E. James.

Notary Public.

This is to comply with Section 106 of the Constitution of Alabama of 1901.

PUBLICATION OF NOTICE OF INTENTION TO PASS LOCAL LAW.

To Whom it May Concern:

This is notice that the following local law will be introduced in the next regular session of the Legislature of Alabama, to-wit:

"Be it enacted by the Legislature of Alabama:

Section 1. At the general election for the year 1928, and every four years thereafter, there shall be elected a County Superintendent of Education for Cullman and Winston counties, Alabama, respectively, by the qualified voters of said Counties, who shall hold office for a term of four years from the first Monday in July next succeeding the election, and until a successor is elected and qualified.

Section 2. Candidates for the office of such Superintendent of Education shall be nominated as candidates for other county offices of Cullman and Winston Counties under the general laws of this State regulating primary elections.

Section 3. Such County Superintendent of Education must be a qualified elector of the county in which he resides and possess all the other qualifications required under the general laws of this State for County Superintendents of Education; and they shall perform and discharge all the duties of County Superintendent of Education, under the general laws of this State. Provided that if there be a vacancy in said office from any cause whatever, the County Board of each of said Counties is authorized to fill such vacancy as is provided by the general laws of the state.

Section 4. Such County Superintendent of Education shall devote his entire time to the public school business of Cullman and Winston Counties, respectively, and shall receive such compensation as the County Board of Education shall fix, which shall not be less than twelve hundred dollars nor more than three thousand dollars annually, and shall be paid at the time and in the manner provided by the general laws of this state for the payment of salaries of County Superintendents of education. The County Board of Education of such Counties, respectively, shall determine the amount and salary of office help, if any, to the County Superintendent of Education of Cullman and Winston Counties, respectively, and the same shall be paid at the time and in the manner provided in the general laws of such State for the payment of such office help.

Section 5. All laws and parts of law in conflict with the provisions of this Act, insofar as they relate to Cullman and Winston Counties, be and the same are hereby repealed."

W. E. James,
State Senator of the Third Alabama Senatorial District.

THE STATE OF ALABAMA, Winston County.

Personally appeared before me, the undersigned authority in and for said County and State, W. E. P. Lakeman, who, being by me first duly sworn, deposes and says:

That he is the owner and manager of the Advertiser Journal, a weekly newspaper published in Haleyville in said County and State; that notice given by W. E. James, State Senator in the Legislature from the Third Alabama Senatorial District, of the intention to apply to the Legislature of Alabama, convening on the second Tuesday in January, 1927, for the passage and enactment of a bill to elect the County Superintendents of Education of Cullman and Winston Counties of Alabama, respectively, by a vote of the people, which act was printed in full, a true and complete copy of which is hereto attached, was published in said paper for four consecutive weeks, commencing on the 9th day of December, 1926, being the first issue: the second issue appearing on December 16, 1926, the third issue appearing on December 23, 1926, and the fourth issue appearing on December 30, 1926; that said publication was authorized by the said W. E. James and published without cost to the State.

E. P. Lakeman,

Sworn to and subscribed before me, this 10 day January, 1927.

J. A. Posey,
Notary Public.

This is to comply with Section 106 of the Constitution of Alabama of 1901.

PUBLICATION OF NOTICE OF INTENTION TO PASS LOCAL LAW.

To Whom it May Concern:

This is notice that the following local law will be introduced in the next regular session of the Legislature of Alabama, to-wit:

"Be it enacted by the Legislature of Alabama:

Section 1. At the general election for the year 1928, and every four years thereafter, there shall be elected a County Superintendent of Education for Cullman and Winston Counties, Alabama, respectively, by the qualified voters of said Counties, who shall hold office for a term of four years from the first Monday in July next succeeding the election, and until a successor is elected and qualified.

Section 2. Candidates for the office of such superintendent of education shall be nominated as candidates for other county offices of Cullman and Winston Counties under the general laws of this State regulating primary elections.

Section 3. Such county superintendent of education must be a qualified elector of the county in which he resides and possess all the other qualifications required under the general laws of this State for county superintendent of education; and they shall perform and discharge all the duties of county superintendent of education, under the general laws of this State. Provided that if there be a vacancy in said office from any cause whatever, the county board of each of said Counties is authorized to fill such vacancy as is provided by the general laws of the state.

Section 4. Such county superintendent of education shall devote his entire time to the public school business of Cullman and Winston Counties, respectively, and shall receive such compensation as the county board of education shall fix, which shall not be less than twelve hundred dollars nor more than three thousand dollars annually, and shall be paid at the time and in the manner provided by the general laws of this State for the payment of salaries of county superintendents of education. The county board of such Counties, respectively, shall determine the amount and salary of office help, if any, to the county superintendent of education of Cullman and Winston Counties, respectively, and the same shall be paid at the time and in the manner provided in the general laws of such State for the payment of such office help.

Section 5. All laws and parts of laws in conflict with the provisions of this Act, insofar as they relate to Cullman and Winston Counties be and the same are hereby repealed."

W. E. James,
State Senator of the Third Alabama Senatorial District.

J. E. Speight,
Secretary.

SENATE MESSAGE.

The Senate Bills, the titles to which are set out in the above and foregoing message from the Senate, were severally read one time and referred to appropriate Standing Committees as follows:

Judiciary: S. 68; S. 115; S. 120; S. 96.

Military: S. 105.

Municipal Organization: S. 81.

Local Legislation: S. 4.

CERTIFICATE OF CLERK

I hereby certify that the following House Bills were delivered to the Governor on the date and hour named and that I hold the receipt of the Governor for the same:

February 1st, 1927 at 3:30 P. M. H. 53, also H. 73 also H. 96.
J. H. Stewart,
Clerk.

ADJOURNMENT

On motion of Mr. Deloney the House adjourned until 10:30 o'clock Thursday morning February 3rd, 1927.

TWELFTH DAY

House of Representatives,
Montgomery, Alabama.
Thursday, February 3rd, 1927.

The House met pursuant to adjournment.

PRAYER.

The session was opened with prayer by Rev. Mr. Mullen of the House.

ROLL CALL.

On a call of the roll of the House the following members answered to their names:

Messrs:			
Mr. Speaker	Darden	Hollis	Martin
Adcock	Deloney	Howard	Matthews
Allen	Denson	Howell	Merrill
Anderson	Desear	Hubbard	Miller (Marengo)
Ashcraft	Edmundson	Hughes	Miller (Sumter)
Baldwin	Edwards	Jeter	Molette
Bartlett	Frey	Johnson	Monk
Beebe	Golson	Jones (Bullock)	Morrow
Brunson	Goode	Jones (Cleburne)	Moxley
Bryant	Goodwyn	Jordan (Etowah)	Mullen
Burleson	Graves	Jordan (Washington)	Nipper
Burns	Grove	Kirkpatrick	Norman
Byars	Gullatt	Langdon	Owens
Cannon	Guy	Lawler	Parish
Carter	Hampton	Lee	Patterson
Christian	Harwood	Lovelace	Pegues
Cockrell	Hawkins	Luck	Pitts
Cook	Hightower	McAdory	Poole

Powell	St. John	Starnes	Waddell
Quillin	Sanders (Conecuh)	Stephens	Wallace
Rankin	Sanders (Pike)	Stewart (Bibb)	Ward (Geneva)
Reeder	Sanderson	Stewart (Calhoun)	Ward (Tuscaloosa)
Ringer	Shepherd	Thompson	Ware
Rivers	Shivers	Tompkins	Weldon
Rogers (Elmore)	Simpson	Tunstall	Winn
Rogers (Mobile)	Smith	Vickers	

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A quorum was present.

JOURNAL.

The Chairanm of the Standing Committee on Revision of the Journal made the following report:

REPORT OF STANDING COMMITTEE ON REVISION OF THE JOURNAL.

Mr. Speaker:

Your standing committee on Revision of the Journal begs leave to report that said committee has carefully examined the Journal of the House for the Eleventh legislative day, and finds same correct.

R. G. Langdon,
Chairman.

The report of the committee was concurred in and adopted and the Journal for the Eleventh Legislative day was approved.

LEAVE OF ABSENCE.

Was granted to Mr. Webb and to Mr. Fite for today.

MESSAGE FROM THE SENATE

Mr. Speaker:

The President of the Senate having signed the following Senate Bills, your signature thereto is requested:

By Mr. Oliver:

S. 13: To provide an appropriation for the construction and repair of buildings and the equipment of the Alabama School for the Deaf located at Talladega, Alabama.

By Mr. Oliver:

S. 14. To provide an appropriation for the construction and repair of buildings and the equipment of the Alabama School for the Blind located at Talladega, Alabama.

J. E. Speight,
Secretary.

SIGNING OF SENATE BILLS

The Speaker of the House in the presence of the House, immediately after the titles had been publicly read by the Clerk, the reading at length having been dispensed with by a two-thirds vote of a quorum present, signed the Bills, the titles to which are set out in the above and foregoing Message from the Senate.

RESOLUTIONS.

The following resolutions were introduced:

Rules Committee:

H. R. 28. Resolved, that Senate Bills 16 and 100, known as the Convict Bills, be and are hereby made special orders for the next Legislative Day immediately after approval of Journal and shall take precedence over all special orders heretofore made.

And the resolution was adopted.

By Mr. Beebe:

H. J. R. 29. House Joint, Concurrent Resolution by W. C. Beebe, to make a survey of the Oyster Bearing Waters in Baldwin County, Alabama, similar to what has been done in Mobile County, Alabama, in the Bay of Mobile supplementing and completing the work that has already been accomplished, as well as in Mississippi Sound.

Whereas, the oyster beds and barren bottoms in Mississippi Sound in Mobile County, Alabama, were surveyed by the Department of Commerce and Labor, Bureau of Fisheries, which said survey was made in summer of 1910, and was completed in May, 1911.

And whereas, no survey was made at that time by the Department of Commerce and Labor, Bureau of Fisheries, of the natural oyster beds and barren bottoms, in Baldwin County, Alabama, in said waters,

Therefore, be it resolved by the House, the Senate concurring, That the Department of Commerce and Labor, Bureau of Fisheries, are earnestly requested to complete the survey of the natural oyster beds and barren bottoms of the Alabama waters in Baldwin County in said State, in Mobile Bay,

Be it Further Resolved, That the Governor of Alabama, and the Commission of Game and Fisheries in said State are hereby requested to have the Department of Commerce and Labor, Bureau of Fisheries to complete said survey in Baldwin County, Alabama, for the State of Alabama, said survey being of national, as well of State importance of increasing the supply and production of shell fish,

Be It Further Resolved, That the Honorable I. T. Quinn, Commissioner of Game and Fisheries, for the State of Alabama, is

hereby authorized to go to Washington to present these Resolutions to Bureau of Fisheries, in said Department, urging the completion of said survey.

Be it Further Resolved, That copies of these resolutions shall be forwarded by the Hon. I. T. Quinn, to Senators Oscar W. Underwood and J. T. Heflin, and Congressmen John McDuffie, and Lister Hill.

And the Resolution was referred to the Committee on Rules.

By Mr. Simpson :

H. R. 30. Be it resolved by the House of Representatives that H. B. 170 and H. B. 158, in the order named, be made special, paramount and continuing orders of business immediately after the report of the Committee on the Revision of the Journal on the 13th Legislative Day of this session, the public welfare requiring it.

And the resolution was referred to the Committee on Rules.

By Mr. Hollis :

H. 31. Resolved that H. B. No. 220 (Drainage Act) be made a paramount and continuing special order immediately after the call of counties for the introduction of bills for the Thirteenth Legislative Day.

And the resolution was referred to the Committee on Rules.

MESSAGE FROM THE SENATE

Mr. Speaker :

The Senate has passed the following House Bills and returns same herewith to the House :

H. 39. To validate and legalize elections heretofore held under the provisions of Article 12, Section 223 to 246 inclusive of the School Code of Alabama, 1924, providing for elections to authorize any county in the State to levy and collect special county tax for public school purposes not to exceed thirty (30) cents on each one hundred dollars (\$100.00) worth of taxable property in such county; to authorize any school district, in any county that may be levying special county taxes for school purposes of not less than thirty (30) cents on each one hundred dollars (\$100.00) worth of taxable property in such county, to levy a special district tax for school purposes not to exceed thirty (30) cents on each one hundred dollars (\$100.00) worth of taxable property in such school district; and to authorize boards of education to issue interest-bearing warrants to erect, repair and equip school buildings and to otherwise improve school facilities."

Also :

H. 86. To change the amount, or fix the amount, of the salary or compensation of the County Treasurers of any counties in the

State having a population of not less than ninety thousand, nor more than one hundred and eighty thousand, according to the last, or to any succeeding Federal census; to provide the method and manner of its payment, and to repeal all laws, or parts of laws, general, local or special, in conflict with the provisions of this act.

Also:

H. 153. To alter and rearrange the boundary lines of the city of Demopolis, Alabama, so as to include within the corporate limits of said city the territory described in Section One of this bill.

Also:

H. 12. To amend Section 7132 of the Code of Alabama 1923.

J. E. Speight,
Secretary.

RECOMMITTAL OF BILLS

On motion of Mr. St. John, the Bill:

S. 54. To enlarge the authority, powers and jurisdiction of the Alabama Public Service Commission, so as to provide for the supervision, inspection and regulation by said Commission in the public interest of the operation of motor carriers and of their service, rules, regulations, and practices; fares, rates, charges and facilities; franchises and licenses; to provide for the payment of supervision and inspection fees by motor carriers; to provide compensation for performance of the duties imposed upon the commission hereunder; and to provide measures for the enforcement of the commissions' orders, and penalties for failure to comply with the orders of the commission, or with the provisions of this Act.

Was Recommended to the Standing Committee on Public Roads and Highways.

And on motion of Mr. Stewart of Bibb, the Bill,

H. 40. To amend Sections 1 and 4 of an act entitled "An Act to regulate elections; to provide for the registration of electors, and the preparation and furnishing of a list of the qualified electors to the election inspectors," approved October 2nd, 1920.

Was Recommended to the Standing Committee on Revision of Laws.

INTRODUCTION OF BILLS

On a call of Counties Bills were introduced, severally read one time and referred to appropriate Standing Committees as follows:

By Mr. Monk:

H. 265. To repeal Section 7539 of the Code of Alabama of 1923 and to make said repeal retrospective and retroactive as far as constitutionally possible.

Judiciary.

By Mr. Hawkins:

H. 266. To prohibit the Probate Judges of this State from receiving for record any map or plat on which lands lying within the corporate limits or police jurisdiction of any city having a population of more than one hundred thousand inhabitants according to the last or any succeeding Federal census are mapped or platted as streets, alleys or other public ways unless such map or plat has noted thereon the approval of the City Engineer of such City.

Municipal Organization.

By Mr. Simpson:

H. 267. To amend Section 6037 of the Code of Alabama.

Judiciary.

By Mr. Hollis:

H. 268. To amend Section 2938 of the Code of Alabama of 1923, relating to widows of Soldiers and Sailors entitled to pension.

Pensions.

By Mr. Denson:

H. 269. To authorize counties and municipalities to remit certain taxes for the purpose of encouraging the building, extending, and operating of factories for the spinning of thread and yarns, and the knitting and weaving of cloth and other fabrics of cotton and wool in this State, and plants for the purpose of building ships and factories for the manufacture of bags, wood pulp products, wooden cabinets and farm implements, or any other manufactured products.

Municipal Organizations.

By Mr. Rogers of Mobile:

H. 270. To repeal Sections 677, 678, 679, 680, 681, 682, 683, and 684 of the Code of Alabama of 1923.

Privileges and Elections.

By Mr. Rogers of Mobile:

H. 271. To regulate Primary Elections in the State of Alabama.

Privileges and Elections.

By Mr. Vickers (With notice and proof):

H. 272. To amend an act approved September 3rd, 1919, entitled "an Act to amend an Act entitled "an act to create the office of Assistant Clerk of the Inferior Criminal Court of Mobile County, prescribe his or her duties, fix his or her salary and pro-

vide for the method of selection for said office" approved February 15th, 1919.

Local Legislation.

Notice and proof H. 272.

STATE OF ALABAMA,

County of Mobile.

Personally appeared before me, Annice Zieman, a Notary Public in and for said State and County, this day personally appeared J. C. Ballentyne, who being by me duly sworn, deposes and says that he is the Auditor of the Mobile News Item, a weekly newspaper published and distributed in said County of Mobile, Alabama, and that notice of the intention to apply to the Legislature of Alabama at its present session for the passage of a certain local bill of which a copy is hereto attached, was published, without cost to the State, in said County of Mobile, stating the substance of said proposed law, once a week for four consecutive weeks, in said Mobile News Item, on January 4, 11, 18 and 25, 1927.

J. C. Ballentyne,

Subscribed and sworn to before me by J. C. Ballentyne on this the 25th day of January, 1927.

(Seal)

Annice Zieman,
Notary Public, Mobile County, Ala.

Notice is hereby given that the bill hereinbelow set forth will be presented for passage and enactment to the Legislature of Alabama at the regular session thereof commencing the second Tuesday in January, 1927:

A Bill Entitled an Act To Amend An Act Approved September 3rd, 1919, Entitled, "An Act to Amend An Act Entitled 'An Act to Create the Office of Assistant Clerk of the Inferior Criminal Court of Mobile County, Prescribe His or Her Duties, Fix His or Her Salary and Provide for the Method of Selection for Said Office,'" Approved February 15th, 1919.

Be it enacted by the Legislature of Alabama:

That an act approved September 3rd, 1919, entitled "An Act to Amend An Act Entitled 'An Act to Create the Office of Assistant Clerk of the Inferior Criminal Court of Mobile County, Prescribe His or Her Duties, Fix His or Her Salary and Provide for the Method of Selection for said Office,'" approved February 15th, 1919, be amended so as to read as follows:

Section 1. That there is hereby created the office of assistant clerk of the Inferior Criminal Court of Mobile County.

Section 2. That immediately after the passage of this act there shall be appointed by the clerk of the Inferior Criminal Court of Mobile County by and with the consent of the judge of said court, expressed in writing and entered upon the minutes of said court, an assistant clerk who shall hold office at the will of the clerk of said court, and who shall perform such duties as may be prescribed by the judge and the clerk of said court, and who shall receive as compensation for his services as such assistant clerk the sum of twenty-one hundred dollars per annum, payable in monthly installments out of the county treasury of Mobile County. And said assistant clerk may be either a male or female.

Section 3. That all laws and parts of laws in conflict with the provisions of this act shall be and are repealed.

By Mr. Goode:

H. 273. To provide for codification, revision, digesting and promulgation of the public statutes of Alabama which pertain to agriculture and industries, and related subjects, which are ad-

ministered by, or relate to the duties of the Commissioner of Agriculture and Industries, the Department of Agriculture and Industries or the State Board of Agriculture.

Rules.

By Mr. Frey:

H. 274. To prohibit any person, with the intent to injure or defraud, from obtaining any check, draft, or order calling for the payment of money, or any order calling for the delivery of any personal property from any person by means of any false pretense or token, and to fix the punishment for the violation thereof.

Revision of Laws.

By Mr. Goodwyn:

H. 275. To amend Section 4559 of the Code of Alabama.

Public Health.

By Mr. Goodwyn:

H. 276. To amend Section 4569 of the Code of Alabama.

Public Health.

By Mr. Goodwyn:

H. 277. To amend Section 156 of the Code of Alabama.

Public Health.

Mr. Tunstall, Vice Chairman of the Standing Committee on Rules returned to the House the following resolutions with a favorable report:

S. J. R. 28. Resolved by the Senate, the House concurring, that

1. A joint committee from the Senate and The House of Representatives of the Legislature of Alabama is hereby created, to consist of two members from the Senate to be appointed by the Presiding Officer of the Senate, and three members from the House to be appointed by the Speaker of the House, which committee shall sit during any recess of the Legislature for the consideration of the matters and subjects hereinafter referred to. The members of the committee shall be paid the same per diem and receive the same mileage as members of the Legislature are now paid; shall have authority to employ one clerk or stenographer, who shall receive the same pay as the member of the Committee; shall have power and authority to summon witnesses and call for books and papers and do and perform such other acts as may be necessary to a complete investigation, report and recommendation upon the subject hereinafter referred to.

2. The committee shall make an exhaustive investigation and a full report upon the subject of the Bond Laws of the State of Alabama, looking to a complete revision of all the laws of the State of Alabama relating to the issuance of bonds by the counties, the cities and other subordinate political sub-divisions of the State, including such changes in the Constitution of Alabama as

appear to the committee to be desirable or necessary to the formulation of an adequate and complete system of laws for the issuance of bonds by the governmental units hereinabove referred to.

3. The committee shall make to the Legislature a full and detailed report of its investigation, recommendations, findings and plans pertaining to the subject aforesaid and prepare a Code or a bill or bills embodying its recommendations to be introduced into the Legislature at as early a date as practicable. In its discretion the committee may cause its report to be printed as one of a series of legislative documents in an edition of not exceeding two thousand copies.

And the S. J. R. 28 was adopted.

By Mr. Jeter:

H. J. R. No. 25. Whereas, Jefferson County is the largest County in the State and pays a very great proportion of the taxes of the State, and

Whereas, the present administration of the county has brought its financial condition to a deplorable and unenviable status, bordering on to chaos and ruin; and,

Whereas, the entire administration of county affairs in Jefferson County reeks with inefficiency and wastefulness:

Therefore, be it resolved by the House, the Senate concurring, that there be and hereby is, established a Joint Recess Committee of the two Houses to consist of three members of the House, to be appointed by the Speaker, and two members of the Senate to be appointed by the President of the Senate; no one of whom shall be from Jefferson County; such committee shall have power to sit at such time as it may see fit and shall have power to subpoena witnesses and compel their attendance; it shall also have power to inspect the records of any and all offices and departments in said county; and the Chief Examiner of Accounts of the State is authorized and directed to furnish for the use of such Committee one of his assistants who shall assist the Committee in its work, and said Committee shall make a written report of its finding to the Legislature on its reconvening, and the Solicitor of Jefferson County, Alabama and the Attorney General of Alabama shall furnish such Committee with such advice and counsel as it may call for from them or either of them.

The members of such Committee shall receive the same compensation as members of other recess committees receive.

And the resolution, H. J. R. 25, was adopted.

Also:

By Mr. Pegues:

H. J. R. 26. Whereas, the laws of this State require that the U. S. Flag and the Alabama Flag be displayed; and,

Whereas it seems only reasonable that the State should be just as zealous in its display of said Flags as its laws require of others, therefore, Be it Resolved: That

1. It is the consensus of opinion of this Legislature that the National Flag and the Alabama Flag be displayed appropriately on the capitol grounds every day of the year.

And the H. J. R. 26 was adopted.

Also:

By Mr. Sanderson:

H. B. 27. Resolved that H. 114 be made a special, paramount order for the hour of 11 A. M. on the next Legislative Day.

And the H. B. 27 was adopted.

BILLS ON SECOND READING.

Mr. Long, Chairman of the Standing Committee on Rules, reported that said Committee in session had acted on the following bill and ordered same returned to the House with a favorable report:

S. 31. To amend Section 906 of the Code of Alabama of 1923.

Mr. Simpson, Chairman of the Standing Committee on Judiciary, reported that said Committee in session had acted on the following bills and ordered same returned to the House with a favorable report:

S. 72. For the protection of persons furnishing materials, food-stuffs, supplies, and labor for the construction of public works, and for other purposes.

H. 139. To amend Section 6982 (3462) of the Code of Alabama, 1923.

S. 49. To further prescribe the duties and fix the salary of the court reporter of the Sixth Judicial Circuit of Alabama, and to provide for the payment of same.

Mr. Sanderson, Chairman of the Standing Committee on Revision of Laws, reported that said Committee in session had acted on the following bill and ordered same returned to the House with a favorable report with substitute:

H. 17. (With substitute). To authorize the payment of postage bills of Clerks of the Circuit Court, Sheriff, Register Circuit Court, Tax Assessor, Tax Collector, by the Respective counties of the State.

Mr. Sanderson, Chairman of the Standing Committee on Revision of Laws, reported that said Committee in session had acted on the following bills and ordered same returned to the House with a favorable report:

S. 101. To provide for the appointment of deputy registers and deputy clerks for circuit courts in all judicial circuits in the State having more than two and less than five circuit judges; to prescribe the duties and fix the compensation and salary of such deputies.

H. 107. To amend Section 6855 of the Code of Alabama 1923.

H. 116. To amend 6514 of the Code of Alabama.

H. 131. To amend Section 9008 of the Code of Alabama of 1923.

H. 178. To amend Section 7407 of the Code of Alabama, 1923 Divorces; by what court and on what grounds granted.

H. 216. To amend Section 6779 of the Code of Alabama, 1923.

H. 217. To amend Section 6784 of the Code of Alabama.

H. 252. To amend Section 10188 of the Code of 1923.

H. 262. To regulate further the financing of public improvements, to permit the reduction or abatement of assessments therefor in certain cases, to provide for the refunding of bonds issued therefor and to validate proceedings heretofore taken relating thereto in cities having a population of as many as twenty-five thousand and less than fifty thousand people according to the last Federal census or any such census which may hereafter be taken.

Mr. Deloney, Chairman of the Standing Committee on Ways and Means, reported that said Committee in session had acted on the following bill and ordered same returned to the House with a substitute.

H. 159 (with substitute). To forbid and prohibit the enforcement or attempted enforcement hereafter of subdivision k of section 5 of the act entitled "An Act to provide for the General Revenue of the State of Alabama." Approved September 15th, 1919.

Mr. Allen, Chairman of the Standing Committee on Agriculture, reported that said Committee in session had acted on the following bills and ordered same returned to the House with a favorable report with amendment:

H. 200. (With amendment) To prohibit any person, firm, corporation, or any agent thereof, from entering upon the premises, or plantations, for the purpose of selling or soliciting orders for any articles, including books, magazines, periodicals, pictures, patent medicines, fortune telling, stocks, bonds, machines, fish-bate, insurance and all other "Get-rich quick" schemes, without first obtaining written permission from the owner or custodian of said premises or plantations and to provide a penalty for a violation thereof.

H. 220. (With amendment) To promote the public health, convenience and welfare by leveeing, ditching and draining the

wet, swamp and overflowed lands of the State of Alabama; to provide for the establishment of levee or drainage districts and sub-districts thereof, for the purpose of enlarging or changing any natural water-courses and for digging ditches or canals for securing better drainage or providing better outlets for drainage; to provide for building levees or embankments and installing tide gates or pumping plants for the reclamation of overflowed lands, and prescribing a method for so doing; to define offenses against drainage districts and providing penalties therefor; to confer the right of eminent domain to the extent necessary to carry out the purposes of this Act; to provide for the assessment and collection of the costs and expenses of installing drainage systems and issuing and selling bonds therefor, and for the care and maintenance of such improvements when constructed, not in excess of the increased value of such property by reason of the special benefits derived from such improvements; to confirm and validate proceedings had (prior to the approval of this Act) and bonds issued under the provisions of the Drainage Act approved March 4, 1915; and to continue the pending processes had under the Act approved March 4, 1915 by conforming them to the processes and proceedings prescribed by provisions therefor made in this Act.

Mr. Morrow, Chairman of the Standing Committee on Local Legislation, reported that said Committee in session had acted on the following bills and ordered same returned to the House with a favorable report:

H. 223. To amend Sections 10 and 20, and add Section 24½ to an act entitled An Act "To provide for the better buildings maintenance and protection of the public roads and bridges and ferries of Limestone County; to provide funds, regulations and penalties to carry the provisions and purposes of this act into effect; to provide for the appointment of a county engineer and to fix his duties", approved September 19, 1923.

H. 151. To fix the salary of the Deputy Solicitor of Macon County at twelve hundred dollars per annum, payable in monthly installments of one hundred dollars, and to provide for the payment thereof.

H. 253. To relieve the Tax Assessor of Etowah County from the duty of preparing a book of assessments and in lieu thereof to arrange in alphabetical order, according to beats, the original assessment lists and have same permanently bound and kept as permanent record and prepare tax collector's abstracts from said assessment lists.

H. 261. To further provide for the compensation of Official Court reporters in all judicial circuits of the State of Alabama

which now or hereafter may be composed of only one county having more than two and less than nine circuit judges.

H. 203. To fix and provide for the payment out of the County Treasury the salary for the Deputy Solicitor for Clarke County, Alabama, and to repeal all laws and parts of laws in conflict herewith.

H. 201. To abolish the Board of Revenue of Choctaw County, to establish in lieu thereof a Board of Commissioners of Choctaw County and to define and regulate its authority, powers and duties, to divide the County into four Commissioners Districts, to provide for appointment and election of the members of said Board and to provide for their salaries and fix their terms of office.

H. 202. To amend an Act entitled An Act to impose a per capita Road Tax in lieu of Personal Service on the Public roads of Choctaw County, Alabama, to provide for the collection of such Tax and the disposition of the proceeds thereof; to provide for the appointment of a Road Supervisor for said County; to provide for the appointment of Road Overseers; to authorize the Appointment of a Road Engineer, and to otherwise provide for the more efficient construction, maintenance and improvement of the Public Roads and Bridges in said Choctaw County, Alabama, approved Sept. 27, 1923.

H. 129. To provide for the election of a County Superintendent of Education for Choctaw County, Alabama, to fix his term of office, to prescribe his salary and the manner of payment, to provide for his giving bond, to define his qualifications, powers and duties and to provide for appointment or election of his successor in office.

S. 4. To provide for the election of a County Superintendent of Education for Cullman and Winston Counties, Alabama, by the qualified electors thereof; and to prescribe the duties and fix the term and compensation of such officers.

Mr. Morrow, Chairman of the Standing Committee on Local Legislation, reported that said Committee in session had acted on the following bill and ordered same returned to the House with a favorable report with an amendment:

H. 224. (With amendment) To amend Sections 12, 16 and 21, and repeal Section 23, and add Sections 13½ to, an act entitled an act: "To establish an inferior court to be known as the inferior Court of Athens, Alabama, in lieu of all justices of the peace and notaries public with power of justice of the peace in Athens Precinct No. 1, which lies within or partly within Athens, the county seat of Limestone County, Alabama, said county seat having a population of 1500 or more according to the last Federal census; to define the jurisdiction of powers of said court and the

judges and officers of said court and the manner of their appointment or election and the payment of their salaries; and to define the jurisdiction and powers of said court and the judge thereof, approved October 6, 1920.

Mr. Guy, Chairman of the Standing Committee on Penitentiaries, reported that said Committee in session had acted on the following bills and ordered same returned to the House without recommendation with an amendment:

S. 16. (With Amendment) To further regulate the working of convicts in Alabama, and provide penalties for violations of such regulations.

S. 100 (With amendment) To further regulate the custody, care, maintenance and use of the county convicts by the several counties of the State and by the State through its State Board of Administration, and to repeal all laws and parts of laws in conflict herewith.

Mr. Lee, Chairman of the Standing Committee on Banks and Banking, reported that said Committee in session had acted on the following bill and ordered same returned to the House with a favorable report:

H. 170. To amend Sections 6383 and 6384 of the Code of Alabama of 1923.

Mr. Johnson, Chairman of the Standing Committee on Insurance and Insurance Companies, reported that said Committee in session had acted on the following bill and ordered same returned to the House with a favorable report:

S. 29. To define who are agents of insurance companies; to provide for the licensing, supervision and regulation of such insurance agents; and to provide penalties for violation of laws and regulations governing insurance agents.

Mr. Adcock, Chairman of the Standing Committee on Pensions, reported that said Committee in session had acted on the following bill and ordered same returned to the House with a favorable report:

H. 75. To provide for the restoration of the names of Confederate Veterans, or their widows, where same have been dropped on account of absence from the State for more than a year, on the pension rolls of the State, where such veteran or widow is a bona fide resident of this State and is not now drawing a pension from any other State.

Mr. Moxley, Chairman of the Standing Committee on Public Health, reported that said Committee in session had acted on the

following bills and ordered same returned to the House with a favorable report:

S. 99. To amend Section 1053 of the Code of Alabama, 1923.

S. 106. To safeguard the distribution and sale of certain dangerous caustic or corrosive acids, alkalis, and other substances in the State of Alabama, to be known as 'The caustic alkali or acid Act', and prescribe a punishment for the violation thereof".

Mr. Hawkins, Chairman of the Standing Committee on Municipal Organization, reported that said Committee in session had acted on the following bills and ordered same returned to the House with a favorable report:

S. 81. Regulating the issuance of injunctions against municipalities of the State.

H. 210. To To authorize cities and towns having a population of not more than six thousand inhabitants according to the latest Federal census, or which may hereafter have such population according to any Federal census hereafter taken, to fix and collect licenses for business, trade or profession done within the corporate limits thereof.

H. 212. To alter, to rearrange the boundaries of the Town of Homewood, Jefferson County, Alabama.

Mr. Hawkins, Chairman of the Standing Committee on Municipal Organization, reported that said Committee in session had acted on the following bill and ordered same returned to the House with a favorable report with an amendment:

H. 254. (With amendment) A Bill to be Entitled an Act To propose an amendment to the Constitution of Alabama authorizing the Cities of Birmingham, Mobile and Montgomery to levy and collect for municipal purposes any rate of tax which a majority of the qualified electors of said cities voting at an election called for that purpose may authorize.

Be it Enacted by the Legislature of Alabama:

Section 1. The following amendment to the Constitution of Alabama is hereby proposed, and an election is hereby ordered by the qualified electors of the State upon such proposed amendment, and the day hereby appointed for such election is the first Monday after the expiration of three months from the final adjournment of the present regular session of the Legislature. The proposed amendment is to add a new section or clause as follows:

ARTICLE XI

Section 216-A. In addition to the taxes which the Cities of Birmingham, Mobile and Montgomery are authorized to levy and collect under the Constitution as heretofore amended, each of said

cities shall have the power and right to levy and collect in any year or years for any municipal purpose or purposes any rate of tax on property situated therein, based upon the valuation of such property as assesses for State taxation for the year next preceding the levy, which a majority of the qualified electors of each such city voting at an election called and held as hereinafter prescribed, may authorize for such purpose or purposes. Said tax shall be used only for the purpose or purposes for which the same is authorized, levied and collected. Each election held under the provisions hereof shall be ordered, held, canvassed, and may be contested in the same manner as is or may be provided by the law applicable to municipal corporations for elections to authorize the issuance of municipal bonds. The ballots used at such election shall contain the words: "For authorization of taxation at rate not to exceed per cent for the year (or years)

for the purpose or purposes hereinabove stated upon the ballot." and "Against authorization of taxation at rate not to exceed per cent for the year (or years) for the purpose or purposes hereinabove stated upon the ballot." The rate of taxation proposed shall be printed upon the ballot in the space indicated therefor, and the year or years in which the proposed rate is to apply shall be likewise printed in the space indicated therefor. The voter shall record his choice either for or against authorization of the proposed rate for the proposed purpose or purposes by placing a cross mark before or after the words expressing his choice. Nothing herein contained shall in any wise change or affect the rights of any holder of bonds of said municipal corporations heretofore issued. Elections in each of said municipalities to authorize the levy of such special tax may be held as often as ordered by the governing body thereof, but when a proposition is submitted to the electors of said municipalities for authorization to levy a special tax for a purpose and and such proposition is defeated, no second election for the same purpose shall be held therein within one year thereafter. This section shall be self operative without any additional legislation.

Section 2. Notice of the election hereby ordered, together with the amendment hereby proposed, shall be given by a proclamation of the Governor, which shall be published in one newspaper in each county in the State once a week for at least eight successive weeks next preceding the day hereby appointed for such election.

Section 3. At the election hereby ordered to be held as herein provided, the qualified electors shall vote on said proposed amendment; and on the official ballot printed for such election there shall be printed the proposed amendment immediately succeeding the following words: "Shall the following be adopted as Section

216-A, Article XI, of the Constitution of Alabama?" Immediately succeeding the text of the proposed amendment shall be printed the following: Yes..... No.....".

The choice of the elector shall be indicated by cross-mark made by him or under his direction opposite the word expressing his desire.

Section 4. Officers to hold such election shall be the same and shall be appointed in the same manner and by the same officials as now provided by the election laws of the State for the appointment of officers to hold elections in this State, and the election shall be held in all things in accordance with this Act, the law governing general elections, and the Constitutional provisions concerning amendments to the Constitution.

Section 5. The votes cast at such election shall be canvassed, tabulated and returns thereof made to the Secretary of State and counted in the same manner as in elections for representatives to the Legislature; and if it shall thereupon appear that a majority of the qualified electors who voted at such election upon the proposed amendment voted in favor of the same, such amendment shall be valid to all intents and purposes as a part of the Constitution of the State of Alabama. The result of such election shall be shown by a proclamation of the Governor.

The above and foregoing H. 254, proposing an amendment to the Constitution was read a second time at length and placed on the Calendar.

Mr. Hawkins, Chairman of the Standing Committee on Municipal Organization, reported that said Committee in session had acted on the following bill and ordered same returned to the House with a favorable report with a substitute:

H. 255. (With substitute) To exempt from taxation lands in the purchase of which a municipality has invested money pursuant to the terms of a lease sale contract or option agreement.

Mr. Byars, Chairman of the Standing Committee on Eleemosynary Institutions, reported that said Committee in session had acted on the following bill and ordered same returned to the House with a favorable report:

H. 124. To amend Sections 7167, 7168, 7171 and 7172 of Article 23, of the Code of Alabama of 1923.

Mr. Byars, Chairman of the Standing Committee on Eleemosynary Institutions, reported that said Committee in session had acted on the following bill and ordered same returned to the House with a favorable report with an amendment:

H. 171. (With amendment) "To create and establish a reform school for the training of juvenile female negro delinquents

in the State of Alabama, to make appropriations for the purpose and accept by donation all such lands and buildings as are needful thereof, to purchase said lands and buildings, to create a board of trustees and to provide for the suitable management of said institution."

The above and foregoing Bills were severally read a second time and placed on the Calendar.

BILLS REPORTED ADVERSELY

Mr. Adcock, Chairman of the Standing Committee on Pensions, reported that said Committee in session had acted on the following bill and ordered same returned to the House with an adverse report:

H. 191. To amend Section 2938 of the Code of Alabama of 1923.

Mr. Poole, Chairman of the Standing Committee on Public Roads and Highways, reported that said Committee in session had acted on the following bills and ordered same returned to the House with an adverse report:

H. 193. To authorize the transfer of license tags issued for use on taxicabs.

H. 192. To authorize the transfer of license tags issued for use on trucks.

H. 208. To amend Section 1393 of Volume 1 of the Code of 1923, relating to State Highways, roads and bridges.

H. 226. To prescribe the form of an indictment or complaint in prosecution for violating the road laws adopted and promulgated by the Courts of the County Commissioners or Boards of Revenue of the State of Alabama.

H. 246. Exempting all automobiles, trucks or other motor vehicles engaged exclusively in the transportation of pupils to and from the public schools of the State, from liability for license taxes, and from the necessity of carrying license tags.

Mr. Sanderson, Chairman of the Standing Committee on Revision of Laws, reported that said Committee in session had acted on the following bill and ordered same returned to the House with an adverse report:

H. 132. To repeal Section 6247 Code of Alabama, 1923.

SPECIAL ORDER.

The House proceeded to the consideration of the Special Order which was the Bill:

H. 114. (With amendment) To regulate the feeding of prisoners in county jails and to provide for the manner of payment for the feeding of such prisoners.

The question was upon the adoption of the amendment reported by the Standing Committee on Revision of Laws. Said committee amendment being as follows:

Amend H. 114 by striking out Section 3 thereof and inserting in lieu thereof the following: Section 3. That food for prisoners in the jails except as otherwise provided by existing laws shall be paid for by the State according to the following scale: When the number of prisoners does not exceed ten, for each prisoner, sixty cents per day; when the number of prisoners exceeds ten, and does not exceed twenty, fifty cents per day for each prisoner; when the number of prisoners exceeds twenty but does not exceed forty, forty cents per day for each prisoner; when the number of prisoners exceeds forty thirty cents per day for each prisoner.

Mr. Sanderson offered the following substitute for the Bill, H. 114, and the pending amendment reported by the Standing Committee on Revision of Laws.

By Mr. Sanderson:

Substitute for H. 114 and Committee Amendment. A Bill to be entitled an Act to regulate the feeding of prisoners in County jails and to provide for the manner of payment for the feeding of such prisoners.

Be it Enacted by the Legislature of Alabama:

Section 1. The Court of County Commissioners, or the Board of Revenue, as the case may be, of every county in this State shall have general and exclusive supervision and control of the feeding of all prisoners confined in their respective County jails, they shall have exclusive authority and it shall be their duty to make and enforce all such reasonable rules and regulations respecting the character of food, the manner of preparation, and the time and manner of feeding such prisoners as may, in their judgment, be necessary or proper. Such Courts or Boards, shall, from time to time, inspect the quarters where such food is prepared and the manner of serving same, but no such Court or Board, nor any member thereof, shall give any notice or information in advance of intention to make such inspection, and no definite date or dates for such inspection shall be fixed.

Section 1 1-2. The President of such Courts or Boards shall personally inspect the character of food, the manner of preparation and feeding of such prisoners at least once per week and report same to said Courts or Boards. Such inspection to be made without notice to the Sheriff.

Section 2. That it shall be the duty of the Sheriff of the County in person or by his deputy or jailer to feed the prisoners in the jails under his jurisdiction, in accordance with the terms of this Act.

Section 3. That food for prisoners in the jails except as otherwise provided by existing laws shall be paid for by the State according to the following scale; When the number of prisoners does not exceed ten, for each prisoner, sixty cents per day; when the number of prisoners exceeds ten and does not exceed twenty, fifty cents per day for each prisoner; when the number of prisoners exceeds twenty but does not exceed forty, forty cents per day for each prisoner; when the number of prisoners exceeds forty, thirty cents per day for each prisoner.

Section 4. On or before the 10th day in each and every month, the Sheriff of each County shall furnish to the Court of County Commissioners, or Board of Revenue, as the case may be, and to the State Auditor, an itemized statement in detail, verified by affidavit, giving a list of all the State and County prisoners by name, race, and sex, the offense charged, authority for committing, disposition of prisoners if sentenced, date committed, date sentenced, date discharged and the number of days in jail, for the preceding calendar month.

Section 5. That upon receipt of the said statement from the Sheriff, it shall be the duty of the State Auditor to examine the said statement, thoroughly and carefully, and if correct he shall draw a warrant upon the State Treasurer in favor of the said Sheriff for such an amount as will cover the allowance for feeding the said State and County prisoners as provided for in Section 3 hereof; if such statement is incorrect he shall immediately return the same for correction. When a correct statement is received by the Auditor he shall draw and forward a warrant upon the State Treasurer covering the same.

Section 6. That all records shall be kept and statements made on forms prescribed and furnished by the State Auditor.

Section 7. That any member of a Court of County Commissioners, or Board of Revenue, Sheriff or deputy, who violates any of the provisions of this Act, for which no specific penalty is provided, shall be deemed guilty of a misdemeanor, and upon conviction shall be fined not less than \$25.00 nor more than \$100.00.

Section 8. That the Sheriffs who are on a salary basis by virtue of an amendment to the Constitution of Alabama shall not receive the allowance as provided for in this Act for the feeding of prisoners, but such allowance as provided herein shall be paid into the County Treasury.

Section 9. That in all counties where Sheriffs are constitutionally paid upon a salary basis, the Board of Revenue, Courts of County Commissioners and other courts of like jurisdiction in

such counties are required to furnish the Sheriff of such County with necessary help and assistance for preparing and serving food to the prisoners and pay for same out of general fund of such county.

Section 10. That all laws and part of laws in conflict with the provisions of this Act are hereby repealed, but nothing in this Act shall be considered or construed as repealing or affecting Sections 3677 and 4807 of the Criminal Code of Alabama, which sections shall remain in full force and effect.

Section 11. If any section, clause, provision or portion of this Act shall be held to be invalid or unconstitutional by any Court of competent jurisdiction such holding shall not affect any other section, clause, provision or portion of this Act which is not in and of itself unconstitutional.

Section 12. That this Act shall go into effect immediately upon its approval by the Governor.

Mr. Tompkns moved that the further consideration of the Bill, H. 114, and pending amendment and substitute by Mr. Sanderson be postponed until the Fifteenth Legislative Day.

And on motion of Mr. St. John the motion of Mr. Tompkns was laid upon the table.

Yeas, 48; Nays, 47.

Yeas:

Messrs:

Allen	Edwards	Kirkpatrick	Ringer
Baldwin	Frey	Lawler	Rivers
Bartlett	Golson	Lee	St. John
Beebe	Goode	Lovelace	Sanders (Conecuh)
Bryant	Goodwyn	Luck	Sanderson
Burleson	Gullatt	McAdory	Shepherd
Carter	Guy	Martin	Shivers
Christian	Hawkins	Miller (Marengo)	Starnes
Cook	Hightower	Miller (Sumter)	Stephens
Darden	Johnson	Patterson	Stewart (Bibb)
Denson	Jones (Cleburne)	Pitts	Waddell
Edmundson	Jordan (Etowah)	Poole	Winn

—48

Nays:

Messrs:

Adcock	Hollis	Mullen	Simpson
Anderson	Howell	Nipper	Smith
Brunson	Hubbard	Norman	Stewart (Calhoun)
Burns	Hughes	Owens	Thompson
Byars	Jones (Bullock)	Parish	Tompkins
Cannon	Jordan (Washington)	Pegues	Vickers
Cockrell	Langdon	Quillin	Wallace
Deloney	Matthews	Rankin	Ward (Geneva)
Desear	Molette	Reeder	Ward (Tuscaloosa)
Graves	Monk	Rogers (Elmore)	Ware
Grove	Morrow	Rogers (Mobile)	Weldon
Harwood	Moxley	Sanders (Pike)	

—47

Mr. Rogers of Mobile, moved that the Bill, H. 114 together with the pending amendment and substitute be indefinitely postponed.

Pending the consideration of the motion of Mr. Rogers of Mobile, the House, on motion of Mr. Burleson

RECESSED

Until 3 o'clock this afternoon.

AFTERNOON SESSION

The hour of three o'clock P. M. having arrived the House reconvened.

UNFINISHED BUSINESS

The House proceeded to the consideration of the Unfinished Business which was the Bill:

H. 114. (With amendment) To regulate the feeding of prisoners in county jails and to provide for the manner of payment for the feeding of such prisoners.

And the substitute offered by Mr. Sanderson for the Bill and amendment.

The question was upon the motion of Mr. Rogers of Mobile to indefinitely postpone the Bill, H 114 and the amendment reported by the Committee and the substitute offered by Mr. Sanderson:

And the motion of Mr. Rogers of Mobile to indefinitely postpone the bill, substitute and amendment was lost.

Yeas, 29; Nays, 68.

Yeas:

Messrs:

Anderson	Hughes	Nipper	Sanders (Pike)
Brunson	Jones (Bullock)	Norman	Simpson
Burleson	Langdon	Pegues	Smith
Byars	Matthews	Quillin	Thompson
Cannon	Monk	Rankin	Tompkins
Deloney	Moxley	Rivers	Vickers
Hollis	Mullen	Rogers (Mobile)	Ward (Tuscaloosa)
Hubbard			

—29

Nays:

Messrs:

Mr. Speaker	Beebe	Cockrell	Edmundson
Adcock	Bryant	Cook	Edwards
Allen	Burns	Darden	Frey
Baldwin	Carter	Denson	Golson
Bartlett	Christian	Desear	Goode

Goodwyn	Johnson	Miller (Marengo)	Sanderson
Graves	Jones (Clebune)	Miller (Sumter)	Shepherd
Grove	Jordan (Etowah)	Molette	Starnes
Gullatt	Jordan (Washington)	Owens	Stephens
Guy	Kirkpatrick	Parish	Stewart (Bibb)
Hampton	Lawler	Patterson	Stewart (Calhoun)
Harwood	Lee	Pitts	Waddell
Hawkins	Lovelace	Poole	Wallace
Hightower	Luck	Ringer	Ward (Geneva)
Howard	McAdory	Rogers (Elmore)	Ware
Howell	Martin	St. John	Weldon
Jeter	Merrill	Sanders (Conecuh)	Winn

—68

And the substitute for the Bill H. 144 and amendment offered by Mr. Sanderson was adopted.
Yeas, 64; Nays, 31.

Yeas:

Messrs:

Mr. Speaker	Edmundson	Jones (Clebune)	Pitts
Adcock	Edwards	Jordan (Etowah)	Poole
Allen	Frey	Jordan (Washington)	Ringer
Baldwin	Golson	Kirkpatrick	St. John
Bartlett	Goodwyn	Lawler	Sanders (Conecuh)
Beebe	Graves	Lee	Sanderson
Bryant	Gullatt	Lovelace	Shepherd
Burns	Guy	Luck	Starnes
Byars	Hampton	McAdory	Stephens
Carter	Harwood	Martin	Stewart (Bibb)
Christian	Hawkins	Merrill	Stewart (Calhoun)
Cockrell	Hightower	Miller (Marengo)	Waddell
Cook	Howard	Miller (Sumter)	Wallace
Darden	Howell	Mullen	Ware
Denson	Jeter	Parish	Weldon
Desear	Johnson	Patterson	Winn

—64

Nays:

Messrs:

Anderson	Hughes	Norman	Simpson
Brunson	Jones (Bullock)	Pegues	Smith
Burleson	Langdon	Quillin	Thompson
Cannon	Matthews	Rankin	Tompkins
Goode	Molette	Rivers	Vickers
Grove	Monk	Rogers (Elmore)	Ward (Geneva)
Hollis	Moxley	Rogers (Mobile)	Ward (Tuscaloosa)
Hubbard	Nipper	Sanders (Pike)	

—31

And said Bill

H. 114. (With amendment) To regulate the feeding of prisoners in county jails and to provide for the manner of payment for the feeding of such prisoners.

As amended by the substitute offered by Mr. Sanderson.

Was read a third time at length and passed.

Yeas, 63; Nays, 32.

Yeas:

Messrs:

Mr. Speaker	Edwards	Jordan (Washington)	Poole
Adcock	Frey	Kirkpatrick	Ringer
Allen	Golson	Lawler	St. John
Baldwin	Goodwyn	Lee	Sanders (Conecuh)
Bartlett	Graves	Lovelace	Sanderson
Beebe	Gullatt	Luck	Shepherd
Bryant	Guy	McAdory	Starnes
Burns	Hampton	Martin	Stephens
Carter	Harwood	Merrill	Stewart (Bibb)
Christian	Hawkins	Miller (Marengo)	Stewart (Calhoun)
Cockrell	Hightower	Miller (Sumter)	Waddell
Cook	Howell	Mullen	Wallace
Darden	Jeter	Owens	Ware
Denson	Johnson	Parish	Weldon
Desear	Jones (Cleburne)	Patterson	Winn
Edmundson	Jordan (Etowah)	Pitts	

—63

Nays:

Messrs:

Anderson	Hubbard	Nipper	Sanders (Pike)
Brunson	Hughes	Norman	Simpson
Burleson	Jones (Bullock)	Pegues	Smith
Byars	Langdon	Quillin	Thompson
Cannon	Matthews	Rankin	Tompkins
Goode	Molette	Rivers	Vickers
Grove	Monk	Rogers (Elmore)	Ward (Geneva)
Hollis	Moxley	Rogers (Mobile)	Ward (Tuscaloosa)

—32

MESSAGE FROM THE SENATE

Mr. Speaker:

The Senate has concurred in and adopted the following House Joint Resolution:

H. J. R. 25. Relative to the financial condition of Jefferson County, Alabama.

And returns same herewith to the House.

J. E. Speight,
Secretary.

RECOMMITTAL OF BILL

On motion of Mr. Hawkins the Bill

By Mr. Hawkins (with amendment):

H. 254. To propose an amendment to the Constitution of Alabama authorizing the cities of Birmingham, Mobile and Montgomery to levy and collect for municipal purposes any rate of tax which a majority of the qualified electors of said cities voting at an election called for that purpose may authorize.

Was recommitted to the Standing Committee on Municipal Organization.

REPORT OF STANDING COMMITTEE ON ENROLLED BILLS.

Mr. Speaker:

Your Standing Committee on Enrolled Bills reports that it has examined the following House Bills:

H. 5. To provide funds for the repair or improvements of the Capitol and buildings and the Governor's Mansion.

Also:

H. 12. To amend Section 7132 of the Code of Alabama 1923.

Also:

H. 39. To validate and legalize elections heretofore held under the provisions of Article 12, Section 223 to 246 inclusive of the School Code of Alabama, 1924, providing for elections to authorize any county in the State to levy and collect special county tax for public school purposes not to exceed thirty (30) cents on each one hundred dollars (\$100.00) worth of taxable property in such county; to authorize any school district, in any county that may be levying special county taxes for school purposes of not less than thirty (30) cents on each one hundred dollars (\$100.00) worth of taxable property in such county, to levy a special district tax for school purposes not to exceed thirty (30) cents on each one hundred dollars (\$100.00) worth of taxable property in such school district; and to authorize boards of education to issue interest-bearing warrants to erect, repair and equip school buildings and to otherwise improve school facilities."

Also:

H. 86. To charge the amount, or fix the amount, of the salary or compensation of the county treasurers of any counties in the State, having a population of not less than ninety thousand, nor more than one hundred and eighty thousand, according to the last, or to any succeeding Federal census; to provide the method and manner of its payment, and to repeal all laws, or parts of laws, general, local or special, in conflict with the provisions of this Act.

Also:

H. 153. To alter and rearrange the boundary lines of the city of Demopolis, Alabama, so as to include within the corporate limits of said city the territory described in Section One of this bill.

And finds same correctly enrolled.

Robt. B. Harwood,
Chairman.

SIGNING OF BILLS

The Speaker of the House in the presence of the House, immediately after the titles had been publicly read by the Clerk, the reading at length having been dispensed with by a two-thirds

vote of a quorum present, signed the Bills, the titles to which are set out in the above and foregoing report of the Standing Committee on Enrolled Bills.

REPORT OF COMMITTEE ON ENGROSSED BILLS

Mr. Speaker:

Your Standing Committee on Engrossed Bills begs leave to report that said Committee, in session has compared the following engrossed bill with the original bill, and find same correctly engrossed, to wit:

H. 32. To submit to the qualified voters of the State of Alabama, at the general election to be held on the first Tuesday after the first Monday of November, 1928, for their consideration, an amendment to the Constitution of the State, fixing the salaries and compensations and allowances to be paid to the judge of probate, the tax assessor and the tax collector, the clerk of the circuit court, the county solicitor and the county treasurer, of Walker County, requiring the said officers to cover the fees collected by them into the county treasury of Walker County and authorizing the disposition of said funds, and empowering the Legislature thereafter to fix and regulate and alter the costs, charges, and fees and salaries of such officers, including the method and basis of their compensation.

Be It Enacted By The Legislature of Alabama:

Section 1. That the following amendment to the Constitution of Alabama is hereby proposed, to be submitted to the qualified voters of Alabama, for their consideration, as hereafter set forth, viz.:

"Commencing at the beginning of their next term of office subsequent to the general election to be held on the first Tuesday after the first Monday of November, 1928, "the compensation and allowance of the following-named county officers of Walker County shall be as follows: Salary of Judge of Probate of Walker County, \$5,000.00 per year, net; allowance of \$7,500.00 per annum for office expenses as follows: one clerk at \$2,100.00 per annum; two clerks at \$1,500.00 per annum, each; and \$2,400.00 per annum for all other expenses, including extra clerks. The said \$2,400.00 to be paid to the Judge of Probate in monthly installments and disbursed by him.

The Tax Assessor of Walker County shall receive a salary of \$4,000.00 per year, net; allowance of \$2,100.00 per year for a chief clerk in said office; \$1,200.00 for an assistant clerk in said office, and \$700.00 per year for extra help and other expenses. The Tax Collector of Walker County shall receive a salary of \$4,000.00 per year, net; allowance of \$1,500.00 per year for his clerk in said office and \$1,000.00 for extra help and other ex-

penses. The Circuit Clerk of Walker County shall receive a salary of \$3,600.00 per year, net; allowance of \$1,800.00 per year for a chief clerk in said office and \$1,000.00 for extra help and other expenses. The County Solicitor of Walker County shall receive a salary of \$2,400.00 per year, net. The County Treasurer of said County shall receive a salary of \$2,400.00 per year, net. The above named amounts shall be in lieu of all compensations and allowances to the respective named officers. The above named officers shall collect the fees heretofore collected by them, or allowed by law for such services, and shall cover such fees into the county treasury on the first Monday of each month, to be kept in a separate fund to be designated as "The Salary Fund;" that out of such funds the above named amounts for salaries and allowances for said officers shall be paid as the salaries of other county officers are paid; that the residue or remainder of such fund shall be paid by the County Treasurer or other custodian of such funds into the treasury of the school funds of Walker County and shall become a part of the school funds of said county and to be used by the Board of Education of Walker County in furnishing to the school children of said county free school text books beginning with the pupils enrolled in the first grade and adding grade by grade as rapidly as the funds accruing become adequate up to and including the sixth grade, and to pay incidentals when there is an amount over and above that required for the purchase of text books, until changed or modified by local or general laws. The Board of County Commissioners or other governing body of Walker County shall provide said officers with necessary quarters, books, stationery and other conveniences. The Legislature of Alabama may hereafter, from time to time, by local or general laws, fix, regulate and alter the amount of the above named salaries and allowances, including the method and basis of their compensation, also fix, regulate and alter amount of compensation received by all other county officers of said county.

Section 2. That it shall be the duty of the Governor to give notice by proclamation, to be published in one newspaper in each county in the State, at least eight consecutive weeks, next preceding the general election in November, 1928, of the election on the amendment proposed by this Act, to be submitted to the qualified voters of the State, for their consideration, together with the proposed amendment.

Section 3. That at the general election in November, 1928, an election shall be held for the vote of the qualified electors of the State upon the proposed amendment. Upon the ballots used at such election, shall be printed the following:

"Amendment to the Constitution, fixing the compensation and allowances of the following named county officers of Walker

County, "Commencing at the beginning of their next term of office, subsequent to the General Election in November, 1928, as follows: Salary of Judge of Probate of Walker County, \$5,000.00 per year, net; allowance of \$7,500.00 per annum for office expenses as follows: One clerk at \$2,100.00 per annum; two clerks at \$1,500.00 per annum, each; and \$2,400.00 per annum for all other expenses, including extra clerks. The said \$2,400.00 to be paid to the Judge of Probate in monthly instalments and disbursed by him. The Tax Assessor of Walker County shall receive a salary of \$4,000.00 per year, net; allowance of \$2,100.00 per year for a chief clerk in said office; \$1,200.00 for an assistant clerk in said office, and \$700.00 per year for extra help and other expenses. The Tax Collector of Walker County shall receive a salary of \$4,000.00 per year, net; allowance of \$1,500.00 per year for his clerk in said office, and \$1,000.00 for extra help and other expenses. The Circuit Clerk of Walker County shall receive a salary of \$3,600.00 per year, net; allowance of \$1,800.00 per year for a chief clerk in said office, and \$1,000 for extra help and other expenses. The County Solicitor of Walker County shall receive a salary of \$2,400.00 per year, net. The County Treasurer of said County shall receive a salary of \$2,400.00 per year, net. The above named amounts shall be in lieu of all compensations and allowances to the respective named officers. The above named officers shall collect the fees heretofore collected by them, or allowed by law for such services, and shall cover such fees into the county treasury on the first Monday of each month, to be kept in a separate fund to be designated as "The Salary Fund"; that out of such funds the above named amounts for salaries and allowances for said officers shall be paid as the salaries of other county officers are paid; that the residue or remainder of such fund shall be paid by the County Treasurer or other custodian of such fund into the treasury of the school funds of Walker County, and shall become a part of the school funds of said county and to be used by the Board of Education of Walker County in prolonging the terms of the public schools of said county, so that all of the school children of said county shall receive a benefit therefrom so far as is practicable, until changed or modified by local or general laws. The Board of County Commissioners or other governing body of Walker County shall provide said officers with necessary quarters, books, stationery and other conveniences. The Legislature of Alabama may hereafter, from time to time, by local or general laws, fix, regulate and alter the amount of the above named salaries and allowances, including the method and basis of their compensation, also fix, regulate and alter amount of compensation received by all other county officers of said county. "Following the proposed amendment on the ballot shall be printed the

word "Yes," and immediately under that shall be printed the word "No." The choice of the elector shall be indicated by the cross-mark by him opposite the word expressing his desire.

Section 4. The officers of such general election shall open a poll for the vote of the qualified electors upon the proposed amendment. The election shall be held in all things in accordance with the law governing general elections. In the election upon such proposed amendment, the votes cast thereat shall be canvassed, tabulated, and the returns thereof made to the Secretary of State, and counted in the same manner as in elections for representatives to the Legislature, and if it shall thereupon appear that a majority of the qualified electors who voted upon the proposed amendment voted in favor of the same, such amendment shall be valid to all intents and purposes as a part of the Constitution of Alabama. The result of such election shall be made known by proclamation of the Governor.

R. C. Wallace,
Chairman.

The report of the Committee was concurred in and adopted.

MESSAGE FROM THE SENATE

Mr. Speaker:

The Senate had originated and adopted the following Joint Resolution:

By Mr. Craft:

S. J. R. 35. Whereas, the State of Alabama is vitally interested in the development and improvement of Water Transportation for slow-moving freights of all kinds, and the numerous benefits accruing therefrom, Therefore, Be it Resolved by the Senate, the House concurring,

That the State of Alabama heartily endorses and favors the project hereinafter more fully set forth,

Be it Further Resolved, That the route for the proposed Canal, or Project, shall be as follows: Beginning at Cumberland Sound, and proceeding thence, via the St. Mary's River through Georgia and Florida, thence through the Okefenokee Swamp in Georgia, the Suwanee River in Florida, and Saint George's Sound, a Government Canal, now connecting the Apalachicola River with St. Andrew's Bay in Florida; St. Andrews' Bay, Choctawhatchee Bay, Santa Rosa Sound, Pensacola Bay, and Big Lagoon in Florida; Perdido Bay, Mobile Bay, Alabama, Mississippi Sound, Lake Pontchartrain, and the Industrial Canal, at New Orleans, Louisiana, to the Mississippi River, the Rivers and Harbors' Act, of January 21, 1927, having already authorized the survey to be made:

Be it further resolved, That it is the sense of the Legislature of Alabama, by the joint concurrent action of the Senate and the House, that the Intercoastal, or Inland Canal for barge line transportation, should be not less than nine feet deep, and not less than one hundred wide at the bottom, giving to the State of Alabama, as well as all the other States concerned, an outlet to all eastern markets for coal, and all other commodities, both for incoming and outgoing freights.

Be it Further Resolved, That said project is of immense value and importance, not only to Alabama, but to all the Southern States; and deserves, and should have the hearty support of all the Southern States,

Be it Further Resolved, That the Legislature of the State of Alabama, hereby puts itself on record as heartily endorsing, and approving said project,

Be it Further Resolved, That the Legislature of Alabama, by its joint action, hereby earnestly recommends this undertaking, and the carrying out of the project to completion as speedily as may be; and it hereby memorializes the Congress of the United States, to make adequate and proper appropriations as soon as said survey has been accomplished, to see that the work is done as speedily as may be,

Be it Further Resolved, That the Governor of the State of Alabama be requested to transmit copies of this Resolution to the President of the United States, and to the members of the Senate and House of Representatives from the State of Alabama.

And send same herewith to the House.

J. E. Speight,
Secretary.

SENATE MESSAGE

The S. J. R. 35 set out in the above and foregoing Message from the Senate was read one time and referred to the Standing Committee on Rules.

MESSAGE FROM THE SENATE

Mr. Speaker:

The Senate has originated and adopted the following Joint Resolution:

By Mr. Holmes:

S. J. R. 37. To make a survey of the oyster bearing waters in Baldwin County, Alabama, similar to what has been done in Mobile County, Alabama, in the Bay of Mobile supplementing and completing the work that has already been accomplished, as well as in the Mississippi Sound.

Whereas, The Oyster beds and barren bottoms in Mississippi Sound in Mobile County, Alabama, were surveyed by the Department of Commerce and Labor,—Bureau of Fisheries, which said survey was made in the summer of 1910, and completed in May, 1911,

And whereas, No survey was made at that time by the Department of Commerce and Labor—Bureau of Fisheries—of the natural oyster beds and barren bottoms, in Baldwin County, Alabama, in said waters..

Therefore, Be it Resolved by the Senate, the House concurring That the Department of Commerce and Labor—Bureau of Fisheries, are earnestly requested to complete the natural oyster beds and barren bottoms of the Alabama waters, in Baldwin County, in said State, in Mobile Bay,

Be it Further Resolved, that the Governor of Alabama, and the Commissioner of Game and Fisheries in said State are hereby requested to have the Department of Commerce and Labor—Bureau of Fisheries—to complete said survey in Baldwin County, Alabama, for the State of Alabama, said survey being of national as well as of State importance of increasing the supply and production of shell fish,

Be it Further Resolved, That the Hon. I. T. Quinn, Commissioner of Game and Fisheries for the State of Alabama, is hereby authorized to go to Washington to present these resolutions to the Bureau of Fisheries in said Department, urging the completion of said survey.

Be it Further Resolved, That copies of these resolutions shall be forwarded by the Hon. I. T. Quinn to Senators Oscar W. Underwood and J. T. Heflin, and Congressman John McDuffie and Lister Hill.

And sends same herewith to the House.

J. E. Speight,
Secretary.

SENATE MESSAGE

The S. J. R. 37 set out in the above and foregoing message from the Senate was read one time and referred to the Standing Committee on Rules.

SPECIAL ORDER

The House proceeded to the consideration of the Special Order which was the Bill,

H. 117 (with substitute) : To amend Sections 2948 and 2973 of the Code of Alabama 1923.

The question was upon the adoption of the substitute reported by the Standing Committee on Pensions. Said substitute being as follows:

Substitute for H. 117: A bill to be entitled An Act to amend Section 2948 of the Code of Alabama of 1923.

Be it enacted by the Legislature of Alabama that Section 2948 of the Code of Alabama of 1923 be amended to read as follows:

Section 2948. Classification and Amount Paid:

All soldiers and sailors who are entitled to the benefits of this article, who are now, or who may hereafter be placed on the pension rolls of this State shall constitute Class A and shall receive forty dollars per month, to be paid quarterly. All widows of Confederate soldiers or sailors, now on the pension rolls, or who may hereafter be placed on the pension rolls under the laws of this State shall be divided into three classes as follows: Widows over the age of seventy five years or totally blind shall be in class number one and shall receive twenty-five dollars per month, to be paid quarterly. Those over sixty-eight years of age, and less than seventy five shall be in class number two, and shall receive twenty dollars per month, to be paid quarterly.

All others who are entitled to pensions shall be in class number three and shall receive ten dollars per month, to be paid quarterly.

Mr. Luck offered the following amendment to the Substitute of the Committee for H. 117:

Amend substitution for H. 117 by adding thereto the following: Provided further that in cases where the widow of a deceased Confederate Veteran, and as such widow is entitled to a pension, marries another Confederate Veteran, at his death, said widow shall be entitled to be placed on the pension roll of this State and shall draw the same pension or allowances as other Confederate Veteran's widows.

And the amendment offered by Mr. Luck to the substitute for H. B. 117 was adopted.

Mr. Moxley offered the following amendment to the Substitute reported by the Committee for H. B. 117.

Amend Class A in line (6) of bill applying to widows of Confederate Soldiers and Sailors to read as follows: Widows of Soldiers and Sailors over the age of 80 years or who are totally blind shall be in Class A and receive \$25 per month, to be paid quarterly.

And the amendment offered by Mr. Moxley to the substitute for H. B. 117 was adopted.

Mr. Goodwyn offered the following amendment to the substitute reported by the Committee for the Bill H. 117.

Amend the substitute for the bill by striking out the figures and words "forty" where they appear in the bill as fixing the monthly pension rate of veterans and inserting in lieu thereof the words and figures "fifty", so as to provide that the monthly pension to veterans shall be fifty dollars instead of forty dollars.

And the amendment offered by Mr. Goodwyn to the substitute reported by the Committee for the Bill H. 117 was adopted.

Mr. Moxley offered the following amendment to the substitute reported by the Committee to the Bill H. 117.

Amend substitute for H. 117 by changing in line where it appears Those over sixty eight years and less than seventy five shall be in Class No. 2, to read as follows: Those over seventy and under eighty years shall be placed in Class two and shall receive Twenty-five (\$25.00) dollars per month.

And the amendment offered by Mr. Moxley to the substitute reported by the Committee for H. 117 was lost.

Mr. Powell offered the following amendment to the substitute reported by the Committee to the Bill H. 117.

Amend substitute for H. 117. By adding to said bill the following: Provided, That such widows who were married to such soldiers or sailors prior to January 1st, 1920, and who are otherwise entitled to a pension, under the law, shall be entitled to the provisions of this Act.

That all laws in conflict with this act are hereby repealed.

Pending the consideration of the amendment offered by Mr. Powell to the substitute reported by the Committee for H. 117, the House on motion of Mr. Ware

ADJOURNED

Until eleven o'clock A. M. on Friday, February 4th, 1927.

THIRTEENTH DAY

House of Representatives.
Montgomery, Alabama,
Friday, February 4, 1927.

The House met pursuant to adjournment.

PRAYER.

The session was opened with prayer by Rev. Bob Jones of Montgomery, Alabama.

ROLL CALL.

On a call of the roll of the House the following members answered to their names:

Messrs:

Mr. Speaker	Goode	Luck	Rogers (Elmore)
Adcock	Goodwyn	McAdory	Rogers (Mobile)
Allen	Graves	Martin	St. John
Anderson	Grove	Matthews	Sanders (Conecuh)
Ashcraft	Gullatt	Merrill	Sanders (Pike)
Baldwin	Guy	Miller (Marengo)	Sanderson
Bartlett	Hampton	Miller (Sumter)	Shepherd
Beebe	Harwood	Molette	Shivers
Brunson	Hawkins	Monk	Simpson
Bryant	Hightower	Morrow	Smith
Burleson	Hollis	Moxley	Starnes
Burns	Howard	Mullen	Stephens
Byars	Howell	Nipper	Stewart (Bibb)
Cannon	Hubbard	Norman	Stewart (Calhoun)
Carter	Hughes	Owens	Thompson
Christian	Jeter	Parish	Tompkins
Cockrell	Johnson	Patterson	Tunstall
Cook	Jones (Bullock)	Pegues	Vickers
Darden	Jones (Cleburne)	Pitts	Waddell
Deloney	Jordan (Etowah)	Poole	Wallace
Denson	Jordan (Washington)	Powell	Ward (Geneva)
Desear	Kirkpatrick	Quillin	Ward (Tuscaloosa)
Edmundson	Langdon	Rankin	Ware
Edwards	Lawler	Reeder	Weldon
Frey	Lee	Ringer	Winn
Golson	Lovelace	Rivers	

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A quorum was present.

JOURNAL.

The Chairman of the Standing Committee on Revision of the Journal made the following report:

REPORT OF STANDING COMMITTEE ON REVISION OF THE JOURNAL

Mr. Speaker:

Your standing committee on Revision of the Journal begs leave to report that said committee has carefully examined the Journal of the House for the Twelfth legislative day, and finds same correct.

R. G. Langdon,
Chairman.

The report of the committee was concurred in and adopted and the Journal for the Twelfth Legislative day was approved.

RECOMMITTAL OF BILLS

On motion of Mr. Simpson, the Bill,

S. 80. To amend Section 2051 of the Code of Alabama of 1923 was re-committed to the Standing Committee on Municipal Organization. And, on motion of Mr. Adcock, the Bill,

H. 117. To amend Section 2948 and 2973 of the Code of Alabama 1923, and the substitute reported by the Committee on Pensions and the pending amendment was recommitted to the Standing Committee on Pensions.

LEAVE OF ABSENCE

Was granted to Messrs. Fite and Webb for today.

REPORT OF STANDING COMMITTEE ON ENROLLED BILLS.

Mr. Speaker:

Your Standing Committee on Enrolled Bills reports that it has examined the following House Joint Resolution:

By Mr. Jeter:

H. J. R. 25. Relative to the establishing of a Joint Recess Committee of the two Houses for the purpose of investigating the financial condition of Jefferson County.

And finds same correctly enrolled.

R. B. Harwood,
Chairman.

SIGNING OF HOUSE JOINT RESOLUTION

The Speaker of the House in the presence of the House, immediately after the title had been publicly read by the Clerk, the reading at length having been dispensed with by a two-thirds vote of a quorum present, signed the House Joint Resolution, the title to which is set out in the above and foregoing report of the standing committee on enrolled bills.

MESSAGE FROM THE SENATE

Mr. Speaker:

The President of the Senate having signed the following Senate Joint Resolution, your signature thereto is requested:

S. J. R. 28. Relative to creating a Joint Recess Committee of two from the Senate and three from the House, to make an investigation and report on the Bond Laws of the State.

J. E. Speight,
Secretary.

SIGNING OF SENATE JOINT RESOLUTION

The Speaker of the House in the presence of the House, immediately after the title had been publicly read by the Clerk, the reading at length having been dispensed with by a two-thirds vote of a quorum present, signed the Senate Joint Resolution, the

title to which is set out in the above and foregoing Message from the Senate.

REPORT OF RULES COMMITTEE

Mr. Tunstall, Vice Chairman of the Standing Committee on Rules returned to the House, with a favorable report, the following Resolutions:

By Mr. Simpson:

H. R. 30. Be it Resolved by the House of Representatives, That H. 170, and H. 158, and S. 74, in the order named, be made special, paramount and continuing order of business immediately after the report of the Committee on Revision of the Journal, and after the Convict Bills on the 13th Legislative day of this session of the Legislature, the public welfare requiring.

And the Resolution was adopted.

By Rules Committee:

H. R. 32. Resolved that House Bill 15 and S. 72 be made a special, paramount and continuing order for the Thirteenth Legislative Day immediately after disposition of Senate Bills 16 and 100.

And the Resolution was adopted.

By Rules Committee:

H. R. 33. Resolved, that S. 99. To amend Section 1053 of the Code be made a special paramount continuing order for the next Legislative Day, after the Journal Report.

And the Resolution was adopted.

RESOLUTION.

Mr. Tunstall offered the following House Joint Resolution:

H. J. R. 34. Be it resolved by the House, the Senate concurring, that when the two Houses adjourn today they adjourn to meet on Tuesday Feby., 8th, 1927, at 2:00 o'clock p. m.

And the Rules were suspended and the Resolution was adopted.

Mr. Jones of Bullock offered the following House Joint Resolution:

H. J. R. 35, Whereas, there exists from time to time a surplus of cotton, and

Whereas, such surplus is invariably followed by low prices for the staple and serious financial loss to the grower, and

Whereas, new uses for cotton and cotton products will facilitate the disposition of such surplus, and

Whereas, there was imported into this country last year, free from duty, from India, and elsewhere, 124,940,000 pounds of jute; 4,162,000 pounds of jute butts; 16,130,212 pounds of jute

sack cloth and bagging; 625,815,937 pounds of jute burlap; and 2,012,413 pounds of woven jute fabrics on which duty was paid; 48,070,063 pounds of jute bags on which duty was paid and 776, 838 pounds of jute yarns, and

Whereas, The aggregate total value of said imported jute last year was \$108,491,009 representing a total weight of 821,907,463 pounds which is equal to the weight of 1,643,814 bales of cotton, and

Whereas, The federal government alone used 1,500,000 pounds of jute twine:

Therefore be it Resolved, by the House of Representatives, the Senate concurring, that, the senators and members of Congress from Alabama be, and the same are hereby urged to use their best efforts to secure the substitution of cotton for jute, either by tariff levy, or otherwise as may seem to them wise and expedient.

And the Resolution was referred to the Standing Committee on Rules.

Mr. Pegues offered the following House Joint Resolution:

H. J. R. 36. Whereas the enormous crop of cotton has made the supply far in excess of the demand; and

Whereas the only hope for better prices is an increased demand; and

Whereas some manufacturers of fertilizer have adopted the policy of using sacks made of cotton; and

Whereas it is believed other manufacturers could be induced to adopt this policy;

Therefore, be it resolved by the House, the Senate concurring, That:

1. We commend the steps taken by some manufacturers to increase the demand for cotton.

2. We call upon the Commissioner of Agriculture to use all the influence of his department to induce other manufacturers to use sacks made of cotton, and in so doing to send a copy of this resolution to every such manufacturer approached.

And the Resolution was referred to the Standing Committee on Rules.

INTRODUCTION OF BILLS.

On a call of Counties Bills were introduced, severally read one time and referred to appropriate Standing Committees as follows:

By Mr. Moxley:

H. 278. To amend Section 1063 of the Code "County Quarantine Officers; How Appointed, Salary, Etc.

Public Health.

By Mr. Stewart of Calhoun:

H. 279. To make further appropriations to the State Board of Health for the purpose of promoting the public health of the State of Alabama and the several counties thereof.

Appropriations.

By Mr. Frey:

H. 280. To make it unlawful for any county officer receiving revenue for the state or county to accept as payment anything other than a certified check, money, or post office money order.

Revision of Laws.

By Mr. Guy:

H. 281. To create a State Bureau of Criminal Identification, to provide for the expense of conducting the office, to provide for a superintendent and defining his duties, to provide for the necessary employees, to provide for the salary of the superintendent and the other employees, to provide for the necessary offices and equipment, to define a certain part of the duties of the sheriffs of the several counties of the State of Alabama, to define a certain part of the duties of the chiefs of police and marshals of incorporated cities and towns with a population of not less than three thousand inhabitants of the State of Alabama, to provide for the punishment for violators of this act.

Penitentiaries.

By Mr. Golson:

H. 282. To amend Article 5, Chapter 144, Sections 4158, 4159 and 4160 of the Code of 1923.

Banks and Banking.

By Mr. Powell:

H. 283. To amend Sections 7309, 7313 and 7322 of the Code of 1923, relating to the jurisdiction of the Court of Appeals.

Judiciary.

By Mr. Powell (With Notice and Proof):

H. 284. To authorize the sheriff of Walker County Alabama to appoint two special and general deputies, fix their tenure of office, prescribe their duties, fix their compensation and to authorize and require the Court of County Commissioners to pay the same by warrants drawn on the treasurer and paid out of the general funds of said County, and to require said deputies to give bonds in the sum of \$2,000.00 payable to said sheriff with conditions as required by Section 2595 of the Code of Alabama, 1923.

Local Legislation.

Notice and Proof H. 284:

THE STATE OF ALABAMA,

Walker County.

Before me, Norman Gunn, a Notary Public in and for said county in said state, personally appeared L. S. Richardson, who being by me duly sworn, on oath doth depose and say as follows:

I am the General Manager of The Mountain Eagle, a newspaper published weekly in Walker County, Alabama, and that the notice fully set forth below has been published once a week for four consecutive weeks in the said The Mountain Eagle, to-wit, in the issues of January 12th, January 19th, January 26th and February 2nd, 1927.

L. S. Richardson

NOTICE

Notice is hereby given that a bill will be introduced in the Legislature of Alabama in 1927 to authorize, in substance, the Sheriff of Walker County, Alabama to appoint four special and general deputies, to fix their compensation, to authorize and require the Court of County Commissioners of said county to pay the same by warrant drawn on the general fund of said County, and to require said deputies to give bond to said sheriff with conditions as required by Section 2595 of the Code of Alabama of 1923.

This the 11th day of January, 1927.

S. D. Kilgore,
Sheriff.

Sworn to and subscribed before me on this the 3rd day of February, 1927.

Norman Gunn,
Notary Public.

(Seal)

BILLS ON SECOND READING.

Mr. Tunstall, Vice Chairman of the Standing Committee on Rules reported that said Committee, in session, had acted on the following bill and ordered same returned to the House with a favorable report:

H. 273. To provide for the codification, revision, digesting and promulgation of the public statutes of Alabama which pertain to agriculture and industries, and related subjects, which are administered by, or relate to the duties of the Commissioner of Agriculture and Industries, the Department of Agriculture and Industries or the State Board of Agriculture.

The above and foregoing Bill was read a second time and placed on the Calendar.

SPECIAL ORDER

The House proceeded to the consideration of the Special Order which was the Bill:

S. 16. (with amendment) To further regulate the working of convicts in Alabama, and provide penalties for violations of such regulations.

The question was upon the adoption of the amendment reported by the Standing Committee on Penitentiaries. Said Committee amendment being as follows:

Amend Section One of Senate Bill No. 16 by striking out the words December 31, 1927 and inserting in lieu thereof September 30, 1928.

Mr. Simpson offered the following amendment to the Bill S.

16.

Amend the Bill so that Secs. 1 and 2 shall read as follows: i.e.:

Section 1. That from and after Sept. 30, 1928 it shall be unlawful to work any convict, State or County, in any coal mine in Alabama unless such convict shall have first voluntarily certified his consent thereto in writing and shall voluntarily renew such certificate of consent at the beginning of each twelve month period thereafter, while engaged at such work.

Section 2. That from and after March 31, 1927 it shall be unlawful to hire or lease, for any purpose, any convict, state or county, except as provided in Section 1 hereof.

And on motion of Mr. Tunstall the amendment offered by Mr. Simpson was laid upon the table.

Mr. Poole offered the following amendment to the Bill, S. 16.

AMENDMENT TO SENATE BILL NO 16.

Amend Senate Bill Number 16 by adding thereto after section 2, a new paragraph as follows:

Section 2½: In event of a strike by the employees in any coal mine in the State of Alabama, the Governor, if in his judgment it is necessary for securing a coal supply for the people of Alabama, is authorized to lease the mine or mines affected by the strike, or other mines and to take over the operation of State owned mines and use convicts therein, but said convicts, while assigned to duty in said mine or mines shall be under the supervision and control of the State of Alabama. Provided, however, that the operation of said mine or mines shall not continue beyond the duration of the strike.

And on motion of Mr. Harwood the amendment offered by Mr. Poole was laid upon the table.

And the amendment reported by the Standing Committee on Penitentiaries was adopted.

Yeas, 75; Nays, 23.

Yeas:

Messrs:

Mr. Speaker	Cook	Hampton	Langdon
Adcock	Darden	Harwood	Lawler
Allen	Deloney	Hawkins	Lee
Bartlett	Denson	Hightower	Luck
Beebe	Desear	Hollis	Martin
Bryant	Edmundson	Howard	Matthews
Burleson	Edwards	Howell	Merrill
Burns	Golson	Hubbard	Miller (Marengo)
Byars	Goode	Jones (Bullock)	Miller (Sumter)
Cannon	Goodwyn	Jones (Cleburne)	Molette
Carter	Graves	Jordan (Etowah)	Monk
Christian	Guy	Kirkpatrick	Moxley

Mullen	Poole	Sanderson	Thompson
Norman	Ringer	Shepherd	Tunstall
Owens	Rivers	Shivers	Waddell
Parish	Rogers (Elmore)	Simpson	Ward (Geneva)
Patterson	Rogers (Mobile)	Smith	Ward (Tuscaloosa)
Pegues	St. John	Stewart (Bibb)	Weldon
Pitts	Sanders (Pike)	Stewart (Calhoun)	

—75

*Nays:**Messrs:*

Anderson	Gullatt	Morrow	Starnes
Baldwin	Hughes	Nipper	Stephens
Brunson	Jeter	Powell	Tompkins
Cockrell	Jordan (Washington)	Quillin	Wallace
Frey	Lovelace	Rankin	Ware
Grove	McAdory	Reeder	

—23

And said Bill:

S. 16. To further regulate the working of convicts in Alabama, and provide penalties for violations of such regulations.

As amended by the amendment reported by the Standing Committee on Penitentiaries was read a third time and passed.

Yeas, 93; Nays, 1.

*Yeas:**Messrs:*

Mr. Speaker	Goode	Luck	Rivers
Adcock	Goodwyn	McAdory	Rogers (Elmore)
Allen	Graves	Martin	Rogers (Mobile)
Anderson	Grove	Matthews	St. John
Baldwin	Gullatt	Merrill	Sanders (Pike)
Bartlett	Guy	Miller (Marengo)	Sanderson
Beebe	Hampton	Molette	Shepherd
Brunson	Harwood	Monk	Shivers
Bryant	Hawkins	Morrow	Simpson
Burleson	Hightower	Moxley	Smith
Burns	Hollis	Mullen	Starnes
Byars	Howard	Nipper	Stephens
Cannon	Howell	Norman	Stewart (Calhoun)
Carter	Hubbard	Owens	Thompson
Christian	Hughes	Parish	Tompkins
Cockrell	Jeter	Patterson	Tunstall
Cook	Jones (Bullock)	Pegues	Vickers
Darden	Jones (Cleburne)	Pitts	Wallace
Deloney	Jordan (Etowah)	Poole	Ward (Geneva)
Denson	Jordan (Washington)	Quillin	Ward (Tuscaloosa)
Desear	Kirkpatrick	Rankin	Ware
Edmundson	Langdon	Reeder	Weldon
Edwards	Lee	Ringer	Winn
Golson			

—93

Nays: Mr. Waddell—1.

SPECIAL ORDER

The House proceeded to the consideration of the Special Order which was the Bill:

S. 100. (with amendment): To further regulate the custody, care, maintenance and use of the county convicts by the several counties of the State and by the State through its State Board of Administration, and to repeal all laws and parts of laws in conflict herewith.

The question was upon the adoption of the amendment reported by the Standing Committee on Penitentiaries. Said Committee amendment being as follows:

Amend Sections 9 and 12 of Senate Bill 100 by striking out the words December 31, 1927, and inserting in lieu thereof September 30, 1928.

Mr. Goodwyn offered the following amendment to the Bill S. 100.

Amend Sections 3 and 4 of Senate Bill 100 by adding after the word "County" on the 6th line of said Section 3 and by inserting in the 16th line of Section 4, the following words: Except such as may be retained by the Board of Revenue or Court of County Commissioners for use for County purposes only.

And on motion of Mr. Tunstall the amendment offered by Mr. Goodwyn was laid upon the table.

And the amendment reported by the Standing Committee on Penitentiaries was adopted.

Yeas, 81; Nays, 13.

Yeas:

Messrs:

Mr. Speaker	Golson	Lee	Ringer
Adcock	Goode	Lovelace	Rivers
Allen	Goodwyn	Luck	Rogers (Elmore)
Anderson	Graves	Martin	Rogers (Mobile)
Bartlett	Guy	Matthews	St. John
Beebe	Hampton	Merrill	Sanders (Pike)
Brunson	Harwood	Miller (Marengo)	Sanderson
Bryant	Hawkins	Miller (Sumter)	Shepherd
Burleson	Hightower	Molette	Shivers
Burns	Hollis	Monk	Simpson
Byars	Howell	Moxley	Smith
Cannon	Hubbard	Mullen	Stewart (Bibb)
Carter	Johnson	Nipper	Stewart (Calhoun)
Christian	Jones (Bullock)	Norman	Thompson
Cook	Jones (Clebune)	Owens	Tunstall
Darden	Jordan (Etowah)	Parish	Wallace
Deloney	Jordan (Washington)	Patterson	Ward (Geneva)
Denson	Kirkpatrick	Pegues	Ward (Tuscaloosa)
Desear	Langdon	Poole	Weldon
Edmundson	Lawler	Reeder	Winn
Edwards			

Nays:

Messrs:

Cockrell

Frey

Grove

Hughes

Jeter

McAdory

Morrow

Powell

Quillin

Starnes

Stephens

Tompkins

Ware

—13

And said Bill:

S. 100. To further regulate the custody, care, maintenance, and use of the county convicts by the several counties of the State and by the State through its State Board of Administration, and to repeal all laws and parts of laws in conflict herewith.

As amended by the amendment reported by the Standing Committee on Penitentiaries.

Was read a third time at length and passed.

Yeas, 87; Nays, 3.

Yeas:

Messrs:

Mr. Speaker

Adcock

Allen

Anderson

Bartlett

Beebe

Brunson

Bryant

Burleson

Burns

Byars

Cannon

Carter

Cockrell

Cook

Darden

Deloney

Denson

Desear

Edmundson

Edwards

Frey

Golson

Goode

Goodwyn

Graves

Gullatt

Guy

Hampton

Harwood

Hawkins

Hightower

Hollis

Hubbard

Hughes

Jeter

Johnson

Jones (Bullock)

Jones (Cleburne)

Jordan (Etowah)

Jordan (Washington)

Kirkpatrick

Langdon

Lawler

Lee

Luck

McAdory

Matthews

Merrill

Miller (Marengo)

Miller (Sumter)

Molette

Monk

Morrow

Moxley

Mullen

Nipper

Norman

Owens

Parish

Patterson

Pitts

Poole

Quillin

Rankin

Reeder

Ringer

Rivers

Rogers (Elmore)

Rogers (Mobile)

St. John

Sanders (Pike)

Sanderson

Shepherd

Simpson

Smith

Starnes

Stephens

Stewart (Calhoun)

Thompson

Tompkins

Tunstall

Vickers

Ward (Tuscaloosa)

Ware

Weldon

Winn

—87

Nays:

Messrs:

Grove

Pegues

Waddell

—3

PROTEST

To the Clerk of the House:

In accordance with my constitutional right, I protest against the Senate Bill No. 100, as amended. It was my understanding that the Governor wanted said bill amended so as to make final date of taking the county convicts out of the mines Sept. 30,

1928. Due to the fact, said bill was amended to make the bill effective as of Sept. 30, 1928 thereby preventing any of them from being removed before that date, I am therefore voting "No".
Feb. 4, 1927. Ira Pegues.

SPECIAL ORDER

The House proceeded to the consideration of the Special Order which was the Bill H. 170.

And said Bill:

H. 170. To amend Sections 6383 and 6384 of the Code of Alabama of 1923.

Was read a third time at length and passed.

Yeas, 82; Nays, 0.

Yeas:

Messrs:

Mr. Speaker	Edmundson	Kirkpatrick	Quillin
Adcock	Edwards	Langdon	Reeder
Allen	Frey	Lawler	Ringer
Anderson	Goode	Lee	Rivers
Baldwin	Goodwyn	Luck	Rogers (Mobile)
Bartlett	Graves	McAdory	St. John
Beebe	Grove	Martin	Sanderson
Brunson	Gullatt	Matthews	Shepherd
Bryant	Guy	Merrill	Simpson
Burleson	Harwood	Molette	Smith
Burns	Hawkins	Monk	Starnes
Byars	Hightower	Morrow	Stephens
Cannon	Hollis	Moxley	Stewart (Bibb)
Carter	Howell	Mullen	Stewart (Calhoun)
Christian	Hubbard	Nipper	Thompson
Cockrell	Hughes	Norman	Tompkins
Cook	Jeter	Owens	Tunstall
Darden	Johnson	Parish	Vickers
Deloney	Jones (Bullock)	Pitts	Ware
Denson	Jordan (Etowah)	Poole	Winn
Desear	Jordan (Washington)		

—82

And on motion of Mr. Lee the Bill H. 170 was ordered sent forthwith to the Senate without engrossment.

REPORT OF COMMITTEE ON ENGROSSED BILLS.

Mr. Speaker:

Your Standing Committee on Engrossed Bills begs leave to report that said Committee, in session, has compared the following bill with the original bill, and find same correctly engrossed to wit:

By Mr. Sanderson:

H. 114. To regulate the feeding of prisoners in county jails and to provide for the manner of payment for the feeding of such prisoners.

R. C. Wallace,
Chairman.

The report of the Committee was concurred in and adopted.

BILLS ON THIRD READING

H. 199. For the relief of Claudia Smith, custodian of the funds of the Inferior Court of Autauga County, Alabama, and to authorize the payment out of the funds the sum of \$380.00, for services rendered as custodian of said funds for a period of time beginning Oct. 1st, 1923 and ending Jan. 1st, 1927 at the rate of \$10.00 per month.

Was read a third time at length and passed.

Yeas, 65; Nays, 0.

Yeas:

Messrs:

Mr. Speaker	Edmundson	Hughes	Owens
Adcock	Edwards	Jeter	Parish
Allen	Frey	Johnson	Patterson
Baldwin	Golson	Lawler	Powell
Bartlett	Goode	Lee	Quillin
Beebe	Goodwyn	Lovelace	Rankin
Bryant	Graves	Luck	Reeder
Burns	Grove	McAdory	Ringer
Byars	Gullatt	Martin	Rivers
Cannon	Guy	Merrill	St. John
Carter	Harwood	Molette	Tunstall
Cockrell	Hawkins	Monk	Vickers
Cook	Hollis	Morrow	Waddell
Darden	Howard	Moxley	Ware
Deloney	Howell	Mullen	Weldon
Denson	Hubbard	Nipper	Winn
Desear			

—65

S. 49. To further prescribe the duties and fix the salary of the Court Reporter of the Sixth Judicial Circuit of Alabama, and to provide for the payment of same.

Mr. Starnes offered the following amendment to the Bill, S 49:

Amend Section 1 of Senate Bill No. 49 by striking out the words and figures "Twenty Seven Hundred (\$2700.00) where the same appear and substitute therefor the words and figures to wit: "Twenty Four Hundred (\$2400.00)."

And the amendment was adopted.

Yeas, 65; Nays, 0.

Yeas:

Messrs:

Mr. Speaker	Hollis	Molette	Rogers (Elmore)
Adcock	Howard	Morrow	Rogers (Mobile)
Allen	Howell	Moxley	St. John
Anderson	Hughes	Mullen	Sanders (Pike)
Baldwin	Jeter	Nipper	Sanderson
Bartlett	Johnson	Norman	Shepherd
Beebe	Jones (Cleburne)	Owens	Simpson
Brunson	Jordan (Washington)	Parish	Smith
Bryant	Langdon	Pegues	Starnes
Burleson	Lawler	Pitts	Stewart (Bibb)
Burns	Lee	Poole	Stewart (Calhoun)
Byars	Luck	Powell	Ward (Geneva)
Cook	Martin	Quillin	Ward (Tuscaloosa)
Darden	Merrill	Rankin	Ware
Goode	Miller (Marengo)	Reeder	Weldon
Graves	Miller (Sumter)	Ringer	Winn
Harwood			

—65

And the Bill:

S. 49. To further prescribe the duties and fix the salary of the Court Reporter of the Sixth Judicial Circuit of Alabama, and to provide for the payment of same.

Was read a third time at length and passed.

Yeas, 65; Nays, 0.

Yeas:

Messrs:

Mr. Speaker	Desear	Kirkpatrick	Owens
Adcock	Goode	Langdon	Parish
Allen	Goodwyn	Lawler	Patterson
Anderson	Graves	Lee	Pegues
Baldwin	Grove	Lovelace	Pitts
Bartlett	Gullatt	Luck	Poole
Beebe	Guy	McAdory	Quillin
Brunson	Hampton	Martin	Rankin
Bryant	Harwood	Merrill	Reeder
Burns	Hawkins	Molette	Ringer
Byars	Hollis	Monk	Rogers (Mobile)
Cannon	Howard	Morrow	St. John
Carter	Howell	Moxley	Sanders (Conecuh)
Christian	Hubbard	Mullen	Sanders (Pike)
Cook	Hughes	Nipper	Sanderson
Darden	Jeter	Norman	Starnes
Deloney			

—65

S. 4. To provide for the election of a County Superintendent of Education for Cullman and Winston Counties, Alabama, by the qualified electors thereof; and to prescribe the duties and fix the term and compensation of such officers.

Was read a third time at length and passed.

Yeas, 65; Nays, 0.

Yeas:

Messrs:

Mr. Speaker	Guy	Pitts	Smith
Adcock	Hampton	Poole	Starnes
Allen	Harwood	Powell	Stephens
Anderson	Lawler	Quillin	Stewart (Bibb)
Baldwin	Lee	Rankin	Stewart (Calhoun)
Bartlett	Lovelace	Reeder	Thompson
Beebe	McAdory	Ringer	Tompkins
Bryant	Martin	Rivers	Tunstall
Burleson	Merrill	Rogers (Elmore)	Vickers
Burns	Mullen	Rogers (Mobile)	Waddell
Frey	Nipper	St. John	Wallace
Golson	Norman	Sanders (Conecuh)	Ward (Geneva)
Goode	Owens	Sanders (Pike)	Ward (Tuscaloosa)
Goodwyn	Parish	Sanderson	Ware
Graves	Patterson	Shepherd	Weldon
Grove	Pegues	Shivers	Winn
Gullatt			

—65

H. 129. To provide for the election of a county superintendent of education for Choctaw County, Alabama, to fix his term of office, to prescribe his salary and the manner of payment, to provide for his giving bond, to define his qualifications, powers and duties and to provide for appointment or election of his successor in office.

Was read a third time at length and passed.

Yeas, 65; Nays, 0.

Yeas:

Messrs:

Mr. Speaker	Grove	Lovelace	Rivers
Bryant	Gullatt	Luck	St. John
Burleson	Guy	McAdory	Shivers
Burns	Harwood	Martin	Smith
Byars	Hawkins	Miller (Marengo)	Starnes
Cannon	Hollis	Miller (Sumter)	Stephens
Cook	Howard	Molette	Stewart (Bibb)
Darden	Howell	Monk	Stewart (Calhoun)
Deloney	Hubbard	Pegues	Thompson
Denson	Hughes	Pitts	Vickers
Desear	Jeter	Poole	Waddell
Edwards	Johnson	Powell	Wallace
Frey	Kirkpatrick	Quillin	Ward (Geneva)
Golson	Langdon	Rankin	Ware
Goode	Lawler	Reeder	Weldon
Goodwyn	Lee	Ringer	Winn
Graves			

—65

H. 201. To abolish the board of revenue of Choctaw County, to establish in lieu thereof a board of commissioners of Choctaw County and to define and regulate its authority, powers and duties, to divide the county into four commissioners' districts, to

provide for appointment and election of the members of said board and to provide for their salaries and fix their terms of office.

Was read a third time at length and passed.

Yeas, 65; Nays, 0.

Yeas:

Messrs:

Mr. Speaker	Grove	Nipper	Shivers
Baldwin	Gullatt	Norman	Simpson
Beebe	Hawkins	Patterson	Smith
Brunson	Howell	Pegues	Starnes
Bryant	Hubbard	Poole	Stephens
Burleson	Hughes	Powell	Stewart (Bibb)
Burns	Jeter	Quillin	Thompson
Byars	Johnson	Rankin	Tompkins
Cannon	Luck	Reeder	Tunstall
Christian	Miller (Marengo)	Ringer	Vickers
Cockrell	Miller (Sumter)	Rogers (Mobile)	Waddell
Cook	Molette	St. John	Wallace
Edmundson	Monk	Sanders (Conecuh)	Ward (Tuscaloosa)
Edwards	Morrow	Sanders (Pike)	Ware
Goode	Moxley	Sanderson	Weldon
Goodwyn	Mullen	Shepherd	Winn
Graves			

—65

H. 202. To amend an Act entitled An Act to impose a per-capita road tax in lieu of personal service on the public roads of Choctaw County, Alabama, to provide for the collection of such tax and the disposition of the proceeds thereof; to provide for the appointment of a road supervisor for said County; to provide for the appointment of road overseers; to authorize the appointment of a road engineer, and to otherwise provide for the more efficient construction, maintenance and improvement of the public roads and bridges in said Choctaw County, Alabama, approved Sept. 27, 1923.

Was read a third time at length and passed.

Yeas, 65; Nays, 0.

Yeas:

Messrs:

Mr. Speaker	Frey	Hollis	Luck
Adcock	Golson	Howard	Martin
Allen	Goode	Howell	Matthews
Anderson	Goodwyn	Hubbard	Miller (Marengo)
Baldwin	Graves	Hughes	Miller (Sumter)
Bartlett	Grove	Jeter	Nipper
Beebe	Gullatt	Johnson	Norman
Christian	Guy	Kirkpatrick	Owens
Cook	Hampton	Langdon	Parish
Desear	Harwood	Lawler	Pegues
Edmundson	Hawkins	Lee	Pitts
Edwards	Hightower	Lovelace	Poole

Powell	Rivers	Tunstall	Ward (Geneva)
Quillin	Rogers (Elmore)	Vickers	Ward (Tuscaloosa)
Rankin	St. John	Waddell	Ware
Reeder	Thompson	Wallace	Weldon
Ringer			

—65

H. 203. To fix and provide for the payment out of the county treasury the salary for the deputy solicitor for Clarke County, Alabama, and to repeal all laws and parts of laws in conflict herewith.

Was read a third time at length and passed.

Yeas, 65; Nays, 0.

Yeas:

Messrs:

Mr. Speaker	Goode	Morrow	Rogers (Elmore)
Adcock	Graves	Moxley	St. John
Allen	Gullatt	Mullen	Sanderson
Anderson	Johnson	Nipper	Shepherd
Baldwin	Lawler	Norman	Shivers
Bartlett	Lee	Owens	Simpson
Beebe	Lovelace	Parish	Smith
Brunson	Luck	Patterson	Starnes
Bryant	McAdory	Pegues	Stephens
Burleson	Martin	Poole	Tunstall
Burns	Matthews	Powell	Vickers
Christian	Merrill	Quillin	Waddell
Cockrell	Miller (Marengo)	Rankin	Wallace
Darden	Miller (Sumter)	Reeder	Ware
Edwards	Molette	Ringer	Weldon
Frey	Monk	Rivers	Winn
Golson			

—65

H. 221. To create the office of County Solicitor for Lawrence County, Alabama, by the qualified voters of said county, to prescribe his powers, duties and qualifications, to provide for his compensation and fix the term of his office, to provide for his election and for the election of his successor and to repeal all general and local laws in conflict with the provisions of this Act in so far as they relate to said Lawrence County.

Was read a third time at length and passed.

Yeas, 65; Nays, 0.

Yeas:

Messrs:

Mr. Speaker	Bryant	Cook	Golson
Adcock	Burleson	Darden	Goode
Allen	Burns	Deloney	Goodwyn
Anderson	Bvars	Denson	Graves
Baldwin	Cannon	Desear	Grove
Bartlett	Carter	Edmundson	Gullatt
Beebe	Christian	Edwards	Guy
Brunson	Cockrell	Frey	Hampton

Harwood	Johnson	Merrill	Poole
Hawkins	Jordan (Etowah)	Nipper	Powell
Hightower	Jordan (Washington)	Norman	Quillin
Hollis	Lee	Owens	Rankin
Howard	Luck	Parish	Reeder
Howell	McAdory	Patterson	Ringer
Hubbard	Martin	Pegues	Rogers (Elmore)
Hughes	Matthews	Pitts	St. John
Jeter			

—65

H. 206. To regulate the expenditure of the proceeds from the excise tax and other motor fuels, as enacted in 1923, upon the public roads and bridges in an equitable manner in all counties of this State having a population of 23,000 and not over 23,100 people, according to the last Federal census.

Was taken up. Mr. Moxley offered the following amendment to the Bill H. 206.

Amendment to Sec. 4 of H. B. (206) so as to read as follows: Any official, person or persons in charge of the administration of the above fund and who violates any provision of this act shall be guilty of a misdemeanor and punished as provided by law.

And the amendment was adopted.

Yeas, 65; Nays, 0.

Yeas:

Messrs:

Mr. Speaker	Golson	Lee	Poole
Adcock	Goode	Lovelace	Powell
Anderson	Goodwyn	McAdory	Quillin
Baldwin	Graves	Martin	Rankin
Bartlett	Grove	Matthews	Reeder
Bryant	Gullatt	Merrill	Ringer
Burleson	Howell	Molette	Rivers
Christian	Hubbard	Monk	St. John
Cockrell	Hughes	Morrow	Sanderson
Cook	Jeter	Moxley	Shepherd
Darden	Johnson	Mullen	Shivers
Deloney	Jordan (Etowah)	Nipper	Smith
Denson	Jordan (Washington)	Owens	Starnes
Desear	Kirkpatrick	Patterson	Ware
Edmundson	Langdon	Pegues	Weldon
Edwards	Lawler	Pitts	Winn
Frey			

—65

And said Bill:

H. 206. To regulate the expenditure of the proceeds from the excise tax and other motor fuels, as enacted in 1923, upon the public roads and bridges in an equitable manner in all counties of

this State having a population of 23,000 and not over 23,100 people, according to the last Federal census.

As amended by the amendment of Mr. Moxley.

Was read a third time at length and passed.

Yeas, 65; Nays, 0.

Yeas:

Messrs:

Mr. Speaker	Golson	Lovelace	Parish
Baldwin	Goode	Luck	Patterson
Bartlett	Goodwyn	McAdory	Rogers (Elmore)
Beebe	Graves	Martin	Rogers (Mobile)
Burns	Hightower	Matthews	St. John
Byars	Hollis	Merrill	Sanders (Pike)
Cannon	Howard	Miller (Marengo)	Starnes
Carter	Howell	Miller (Sumter)	Stewart (Bibb)
Christian	Hubbard	Molette	Stewart (Calhoun)
Cockrell	Jones (Bullock)	Monk	Tunstall
Cook	Jones (Cleburne)	Morrow	Waddell
Darden	Jordan (Etowah)	Moxley	Wallace
Deloney	Jordan (Washington)	Mullen	Ward (Geneva)
Denson	Langdon	Nipper	Ward (Tuscaloosa)
Desear	Lawler	Norman	Ware
Edwards	Lee	Owens	Weldon
Frey			

—65

H. 253. To relieve the tax assessor of Etowah County from the duty of preparing a book of assessments and in lieu thereof to arrange in alphabetical order, according to beats, the original assessment lists and have same permanently bound and kept as permanent record and prepare tax collector's abstracts from said assessment lists.

Was read a third time at length and passed.

Yeas, 65; Nays, 0.

Yeas:

Messrs:

Mr. Speaker	Frey	Lawler	Shepherd
Adcock	Golson	Lee	Shivers
Allen	Goode	McAdory	Simpson
Anderson	Goodwyn	Martin	Starnes
Baldwin	Graves	Matthews	Stewart (Bibb)
Bartlett	Gullatt	Merrill	Stewart (Calhoun)
Beebe	Guy	Miller (Marengo)	Thompson
Brunson	Hampton	Miller (Sumter)	Tunstall
Bryant	Hawkins	Molette	Vickers
Cockrell	Johnson	Patterson	Waddell
Cook	Jones (Bullock)	Pegues	Wallace
Darden	Jones (Cleburne)	Rankin	Ward (Geneva)
Deloney	Jordan (Etowah)	Ringer	Ward (Tuscaloosa)
Denson	Jordan (Washington)	Rogers (Elmore)	Ware
Desear	Kirkpatrick	Sanders (Pike)	Weldon
Edmundson	Langdon	Sanderson	Winn
Edwards			

—65—

H. 239. To provide for the election of a county superintendent of education for Dale County, Alabama, to fix his term of office, to prescribe his salary, and the manner of payment, to define his qualifications, powers and duties, to provide for a special election to be held to elect such county superintendent under this Act and to provide for the election of his successor in office.

Was read a third time at length and passed.

Yeas, 65; Nays, 1.

Yeas:

Messrs:

Mr. Speaker	Edmundson	Jones (Bullock)	Nipper
Adcock	Edwards	Jones (Cleburne)	Norman
Allen	Frey	Jordan (Etowah)	Owens
Baldwin	Golson	Jordan (Washington)	Parish
Beebe	Goode	Lawler	Patterson
Brunson	Graves	Lee	Rogers (Elmore)
Bryant	Grove	Luck	St. John
Byars	Gullatt	Martin	Sanders (Pike)
Cannon	Guy	Matthews	Sanderson
Carter	Harwood	Miller (Marengo)	Shepherd
Christian	Hawkins	Miller (Sumter)	Shivers
Cockrell	Hollis	Molette	Smith
Cook	Howell	Monk	Starnes
Darden	Hubbard	Morrow	Stewart (Bibb)
Deloney	Hughes	Moxley	Stewart (Calhoun)
Denson	Johnson	Mullen	Thompson
Desear			

—65

Nays:—Mr. Simpson.—1.

H. 238. To repeal an Act entitled "An Act to provide and require the payment in cash only of fines and forfeitures accruing or becoming due to Dale County, Alabama, or to the State of Alabama for the use of Dale County."

Was read a third time at length and passed.

Yeas, 65; Nays, 0.

Yeas:

Messrs:

Mr. Speaker	Frey	Howard	Merrill
Allen	Golson	Howell	Molette
Anderson	Goode	Hubbard	Monk
Beebe	Goodwyn	Hughes	Morrow
Burns	Graves	Jeter	Moxley
Byars	Grove	Langdon	Mullen
Christian	Gullatt	Lawler	Nipper
Cockrell	Guy	Lee	Norman
Cook	Hampton	Lovelace	Owens
Darden	Harwood	Luck	Parish
Denson	Hawkins	McAdory	Patterson
Desear	Hightower	Martin	Pegues
Edmundson	Hollis	Matthews	Pitts

Poole	Reeder	Rogers (Elmore)	Thompson
Powell	Ringer	Stewart (Bibb)	Vickers
Quillin	Rivers	Stewart (Calhoun)	Winn
Rankin			

—65

H. 135. To fix the salary of the deputy solicitor for Escambia County, Alabama, and provide for the manner of payment of the same.

Was read a third time at length and passed.

Yeas, 65; Nays, 0.

Yeas:

Messrs:			
Mr. Speaker	Edwards	Jordan (Etowah)	Powell
Baldwin	Frey	Jordan (Washington)	Rankin
Bartlett	Golson	Kirkpatrick	Reeder
Beebe	Goode	Langdon	Ringer
Brunson	Goodwyn	Lawler	Rivers
Bryant	Graves	Lee	Rogers (Elmore)
Burleson	Grove	Lovelace	St. John
Burns	Gullatt	Luck	Smith
Byars	Guy	McAdory	Starnes
Cannon	Harwood	Martin	Stephens
Carter	Hawkins	Matthews	Wallace
Cook	Hughes	Merrill	Ward (Geneva)
Darden	Jeter	Miller (Marengo)	Ward (Tuscaloosa)
Deloney	Johnson	Miller (Sumter)	Ware
Denson	Jones (Bullock)	Patterson	Weldon
Desear	Jones (Clebune)	Poole	Winn
Edmundson			

—65

S. 88. To alter or rearrange the boundary line of the Town of Inglenook, Jefferson County, Alabama, so as to exclude from the said Town of Inglenook certain territory described herein and now included within the corporate limits of said Town of Inglenook.

Was read a third time at length and passed.

Yeas, 65; Nays, 0.

Yeas:

Messrs:			
Mr. Speaker	Cook	Hubbard	Mullen
Adcock	Edmundson	Jeter	Nipper
Allen	Frey	Johnson	Norman
Anderson	Golson	Luck	Owens
Baldwin	Goode	McAdory	Parish
Bartlett	Goodwyn	Martin	Patterson
Beebe	Graves	Matthews	Pegues
Brunson	Grove	Merrill	Pitts
Bryant	Gullatt	Miller (Marengo)	Poole
Burleson	Guy	Miller (Sumter)	Powell
Burns	Hampton	Monk	Quillin
Christian	Harwood	Morrow	Rankin
Cockrell	Hawkins	Moxley	Reeder

Ringer	Tunstall	Wallace	Ware
Rivers	Vickers	Ward (Geneva)	Weldon
Simpson	Waddell	Ward (Tuscaloosa)	Winn
Smith			

—65

S. 87. To alter or rearrange the boundary line of the Town of Tarrant City, Jefferson County, Alabama, so as to include within said Town of Tarrant City certain additional territory described herein.

Was read a third time at length and passed.

Yeas, 65; Nays, 0.

Yeas:

Messrs:

Mr. Speaker	Martin	Poole	Smith
Bryant	Matthews	Powell	Starnes
Burns	Merrill	Quillin	Stephens
Edmundson	Miller (Marengo)	Rankin	Stewart (Bibb)
Frey	Miller (Sumter)	Reeder	Stewart (Calhoun)
Hawkins	Molette	Ringer	Thompson
Howell	Monk	Rivers	Tompkins
Hubbard	Morrow	Rogers (Elmore)	Tunstall
Jeter	Mullen	Rogers (Mobile)	Vickers
Johnson	Nipper	St. John	Waddell
Jones (Cleburne)	Norman	Sanders (Conecuh)	Wallace
Jordan (Etowah)	Owens	Sanders (Pike)	Ward (Geneva)
Lawler	Parish	Sanderson	Ward (Tuscaloosa)
Lee	Patterson	Shepherd	Ware
Lovelace	Pegues	Shivers	Weldon
Luck	Pitts	Simpson	Winn
McAdory			

—65

H. 212. To alter, to rearrange the boundaries of the town of Homewood, Jefferson County, Alabama.

Was read a third time at length and passed.

Yeas, 65; Nays, 0.

Yeas:

Messrs:

Mr. Speaker	Darden	Hollis	Patterson
Adcock	Denson	Hubbard	Pegues
Allen	Desear	Hughes	Pitts
Anderson	Edmundson	Jeter	Poole
Baldwin	Frey	Johnson	Powell
Bartlett	Golson	Luck	Quillin
Beebe	Goode	McAdory	Rankin
Brunson	Goodwyn	Martin	Reeder
Bryant	Graves	Matthews	Ringer
Burleson	Grove	Merrill	Rivers
Burns	Gullatt	Molette	Sanderson
Byars	Guy	Monk	Shepherd
Cannon	Hampton	Morrow	Simpson
Carter	Harwood	Moxley	Smith
Christian	Hawkins	Mullen	Starnes
Cockrell	Hightower	Nipper	Ware
Cook			

—65

H. 255. (with substitute). To exempt from taxation lands in the purchase of which a municipality has invested money pursuant to the terms of a lease sale contract or option agreement.

Was taken up. The question was upon the adoption of the substitute reported by the Standing Committee on Municipal Organization. Said Committee substitute being as follows:

Substitute by Committee for H. 255:

A Bill to be entitled an Act to exempt from taxation lands in the purchase of which a municipality has invested money pursuant to the terms of a lease sale contract or option agreement.

Be it Enacted by the Legislature of Alabama:

That lands in the purchase of which any municipality of the State has invested money pursuant to the terms of a lease sale contract or option agreement shall, during the life of such lease sale contract or option agreement, be exempt from ad valorem taxation, provided however that this act shall only apply to cities having more than one hundred thousand population, according to the last or any subsequent Federal census.

And the substitute was adopted.

Yeas, 65; Nays, 0.

Yeas:

Messrs:

Mr. Speaker	Goodwyn	Merrill	Rogers (Mobile)
Allen	Graves	Molette	St. John
Anderson	Grove	Monk	Sanderson
Beebe	Gullatt	Moxley	Shepherd
Brunson	Guy	Mullen	Shivers
Bryant	Hawkins	Nipper	Simpson
Burns	Howell	Owens	Smith
Byars	Hughes	Parish	Starnes
Carter	Jeter	Pitts	Stephens
Cockrell	Langdon	Poole	Tunstall
Cook	Lawler	Powell	Vickers
Deloney	Lee	Quillin	Waddell
Desear	Luck	Rankin	Wallace
Edmundson	McAdory	Reeder	Ware
Edwards	Martin	Ringer	Weldon
Frey	Matthews	Rivers	Winn
Goode			

—65

And said Bill:

H. 255. To exempt from taxation lands in the purchase of which a municipality has invested money pursuant to the terms of a lease sale contract or option agreement.

As amended by the substitute reported by the Standing Committee on Municipal Organization.

Was read a third time at length and passed.

Yeas, 65; Nays, 0.

Yeas:

Messrs:

Mr. Speaker	Frey	Lee	Reeder
Adcock	Golson	Lovelace	Ringer
Allen	Goode	Luck	Rivers
Anderson	Goodwyn	McAdory	St. John
Baldwin	Graves	Martin	Shivers
Beebe	Grove	Merrill	Simpson
Burns	Gullatt	Molette	Smith
Byars	Guy	Monk	Starnes
Cannon	Hawkins	Morrow	Tunstall
Carter	Hollis	Nipper	Vickers
Cook	Howard	Owens	Waddell
Darden	Howell	Parish	Wallace
Deloney	Hughes	Pitts	Ward (Geneva)
Denson	Jeter	Poole	Ware
Desear	Johnson	Powell	Weldon
Edmundson	Lawler	Rankin	Winn
Edwards			

—65

H. 240. To repeal an Act entitled "An Act to provide for the collection of a per capita road tax and for a license tax on all vehicles, including vehicles propelled by animals, electricity, gasoline or other power whatsoever, to be used for the maintenance, building, upkeep and repair of public roads and bridges in Dale County, Alabama; to prescribe the manner and means of raising or collecting such tax; to provide for and regulate the working, building, maintenance, and upkeep of the public roads and bridges and to provide and fix penalties for the violation of the provisions and purposes of this Act."

Was read a third time at length and passed.

Yeas, 65; Nays, 0.

Yeas:

Messrs:

Mr. Speaker	Edwards	McAdory	Ringer
Adcock	Frey	Martin	Rivers
Allen	Goode	Matthews	St. John
Anderson	Graves	Merrill	Shivers
Baldwin	Grove	Monk	Simpson
Beebe	Gullatt	Morrow	Smith
Brunson	Guy	Moxley	Starnes
Bryant	Hollis	Mullen	Thompson
Burns	Howard	Nipper	Tompkins
Byars	Howell	Owens	Tunstall
Cannon	Hughes	Parish	Vickers
Carter	Jeter	Pegues	Waddell
Cook	Johnson	Pitts	Wallace
Darden	Lawler	Poole	Ware
Deloney	Lee	Powell	Weldon
Denson	Luck	Rankin	Winn
Desear			

—65

H. 126. (with amendment). To authorize the Board of Education of any county, in order to acquire, construct or repair any public school building in any school district of such county or for paying for a public school building or buildings already built in any such district, or to raise money for any such purpose, to issue interest bearing school warrants.

Was taken up. The question was upon the adoption of the amendment reported by the Standing Committee on Judiciary. Said amendment being as follows:

Amend Section 1 by inserting after the words "income from all special" where the same first occur together therein the following words "five mill".

And the amendment was adopted.

Yeas, 65; Nays, 0.

Yeas:

Messrs:

Mr. Speaker	Frey	Lee	Rankin
Adcock	Golson	Luck	Ringer
Allen	Goode	McAdory	Rogers (Mobile)
Anderson	Goodwyn	Martin	St. John
Baldwin	Graves	Matthews	Shivers
Beebe	Grove	Merrill	Simpson
Brunson	Gullatt	Molette	Smith
Bryant	Guy	Monk	Starnes
Burns	Hollis	Morrow	Stephens
Byars	Howard	Mullen	Thompson
Cannon	Howell	Nipper	Tunstall
Carter	Hubbard	Owens	Vickers
Cook	Hughes	Patterson	Wallace
Darden	Jeter	Pitts	Ware
Denson	Johnson	Poole	Weldon
Desear	Lawler	Powell	Winn
Edwards			

—65

And said Bill

H. 126. To authorize the Board of Education of any county, in order to acquire, construct or repair any public school building in any school district of such county or for paying for a public school building or buildings already built in any such district, or to raise money for any such purpose, to issue interest bearing school warrants.

As amended by the amendment reported by the Standing Committee on Judiciary.

Was read a third time at length and passed.

Yeas, 65; Nays, 0.

Yeas:

Messrs:

Mr. Speaker	Anderson	Byars	Cook
Adcock	Bryant	Cannon	Darden
Allen	Burns	Carter	Denson

Desear	Jeter	Nipper	Shepherd
Edwards	Johnson	Owens	Simpson
Frey	Jones (Clebune)	Parish	Smith
Golson	Langdon	Pegues	Starnes
Goode	Lawler	Pitts	Stewart (Bibb)
Goodwyn	Lee	Poole	Thompson
Graves	Luck	Powell	Tompkins
Grove	McAdory	Rankin	Vickers
Gullatt	Martin	Reeder	Waddell
Guy	Merrill	Rivers	Ward (Geneva)
Hollis	Molette	Rogers (Elmore)	Ward (Tuscaloosa)
Howard	Monk	Rogers (Mobile)	Ware
Howell	Moxley	Sanders (Conecuh)	Weldon
Hughes			

—65

H. 223. To amend Sections 10 and 20, and add Section 24½ to an Act entitled An Act "To provide for the better building, maintenance and protection of the public roads and bridges and ferries of Limestone County; to provide funds, regulations and penalties to carry the provisions and purposes of this Act into effect; to provide for the appointment of a county engineer and to fix his duties", approved September 19, 1923.

Was read a third time at length and passed.

Yeas, 65; Nays, 0.

Yeas:

Messrs:

Mr. Speaker	Frey	Luck	Rankin
Allen	Golson	Martin	Ringer
Anderson	Goode	Merrill	Rogers (Mobile)
Baldwin	Goodwyn	Miller (Marengo)	St. John
Bartlett	Graves	Miller (Sumter)	Sanderson
Beebe	Grove	Molette	Shivers
Bryant	Gullatt	Monk	Simpson
Burns	Guy	Moxley	Smith
Byars	Hollis	Mullen	Starnes
Cannon	Howard	Nipper	Tunstall
Carter	Hughes	Owens	Waddell
Cockrell	Jeter	Parish	Wallace
Cook	Jones (Bullock)	Pegues	Ward (Tuscaloosa)
Deloney	Jordan (Etowah)	Pitts	Ware
Denson	Jordan (Washington)	Poole	Weldon
Desear	Lee	Quillin	Winn
Edwards			

—65

H. 224. (with amendment): To amend Sections 12, 16 and 21, and repeal Section 23, and add Section 13½ to, an Act entitled An Act: "To establish an inferior court to be known as the inferior court of Athens, Alabama, in lieu of all justices of the peace and notaries public with power of justice of the peace in Athens Precinct No. 1, which lies within or partly within Athens, the county seat of Limestone County, Alabama, said county seat having a population of 1,500 or more according to the last Federal

census; to define the jurisdiction of powers of said court and the judges and officers of said court and the manner of their appointment or election and the payment of their salaries; and to define the jurisdiction and powers of said court and the judge thereof, approved October 6, 1920.

The question was upon the adoption of the amendment reported by the Standing Committee on Local Legislation. Said Committee amendment being as follows:

Amendment to House Bill No. 224:

First by striking Section 16 of the Bill.

Second—by striking the words “Fine and Forfeiture Fund” where they appear together and adding in lieu thereof “General Fund”.

Third—By striking Section 13½ from said Bill.

And the amendment reported by the Standing Committee on Local Legislation was adopted.

Yeas, 65; Nays, 0.

Yeas:

Messrs:

Mr. Speaker	Desear	Langdon	Ringer
Adcock	Edmundson	Lawler	St. John
Allen	Edwards	Lee	Sanderson
Anderson	Frey	Luck	Shepherd
Baldwin	Golson	Martin	Shivers
Bartlett	Goode	Merrill	Smith
Beebe	Goodwyn	Morrow	Starnes
Bryant	Graves	Mullen	Stephens
Burleson	Grove	Norman	Thompson
Burns	Gullatt	Parish	Tunstall
Byars	Guy	Pegues	Vickers
Cannon	Hollis	Pitts	Wallace
Carter	Howell	Poole	Ward (Geneva)
Cockrell	Hughes	Powell	Ward (Tuscaloosa)
Cook	Jeter	Rankin	Ware
Darden	Johnson	Reeder	Winn
Denson			

—65

And said Bill:

H. 224. To amend Sections 12, 16 and 21, and repeal Section 23, and add Section 13½ to, an Act entitled An Act: “To establish an inferior court to be known as the inferior court of Athens, Alabama, in lieu of all justices of the peace and notaries public with power of justices of the peace in Athens Precinct No. 1, which lies within or partly within Athens, the county seat of Limestone County, Alabama, said county seat having a population of 1,500 or more according to the last Federal census; to define the jurisdiction of powers of said court and the judges and officers of said court and the manner of their appointment or election and the payment of their salaries; and to define the jur-

isdiction and powers of said court and the judge thereof, approved October 6, 1920.

As amended by the amendment reported by the Standing Committee on Local Legislation.

Was read a third time at length and passed.

Yeas, 65; Nays, 0.

Yeas:

Messrs:

Mr. Speaker	Golson	Matthews	Rogers (Mobile)
Adcock	Goode	Miller (Marengo)	St. John
Allen	Graves	Miller (Sumter)	Sanderson
Anderson	Grove	Monk	Shivers
Baldwin	Guy	Morrow	Simpson
Beebe	Hampton	Moxley	Starnes
Brunson	Hollis	Nipper	Stephens
Burleson	Howell	Owens	Stewart (Bibb)
Burns	Hughes	Parish	Stewart (Calhoun)
Cannon	Jeter	Pegues	Tompkins
Carter	Jones (Bullock)	Pitts	Tunstall
Cook	Jones (Cleburne)	Poole	Waddell
Darden	Lee	Quillin	Ward (Geneva)
Denson	Lovelace	Rankin	Ward (Tuscaloosa)
Desear	McAdory	Reeder	Ware
Edwards	Martin	Rogers (Elmore)	Weldon
Frey			

—65

H. 151. To fix the salary of the deputy solicitor of Macon County at twelve hundred dollars per annum, payable in monthly installments of one hundred dollars, and to provide for the payment thereof.

Was read a third time at length and passed.

Yeas, 65; Nays, 0.

Yeas:

Messrs:

Mr. Speaker	Edwards	Jordan (Washington)	Rogers (Elmore)
Adcock	Frey	Kirkpatrick	Rogers (Mobile)
Allen	Golson	Luck	Sanders (Conecuh)
Anderson	Goode	McAdory	Sanders (Pike)
Baldwin	Graves	Matthews	Sanderson
Bartlett	Grove	Merrill	Simpson
Beebe	Guy	Miller (Marengo)	Smith
Bryant	Hampton	Miller (Sumter)	Stewart (Bibb)
Burleson	Hollis	Monk	Stewart (Calhoun)
Byars	Howard	Morrow	Tompkins
Cannon	Howell	Mullen	Tunstall
Carter	Hubbard	Norman	Waddell
Christian	Jeter	Patterson	Ward (Geneva)
Cockrell	Jones (Bullock)	Pitts	Ward (Tuscaloosa)
Cook	Jones (Cleburne)	Quillin	Ware
Denson	Jordan (Etowah)	Rivers	Winn
Edmundson			

—65

H. 244. To amend an Act entitled An Act to create and establish a board of county commissioners in and for Madison County, Alabama, in the place and stead of the board of revenue of Madison county now existing in said county, and abolishing said board of revenue in Madison county; to divide said county of Madison into five districts, defining the boundaries thereof; defining the jurisdiction of said board of county commissioners, fixing their compensation; conferring upon said board of county commissioners all the jurisdiction, powers and authority granted by law to county commissioners, boards of revenue or other governing bodies of like name or authority in this State; and to authorize said board of county commissioners for the purpose of maintaining the public roads, bridges and ferries of Madison County to impose a tax on gasoline, woco-pep or other substitute therefor sold in the county not to exceed three cents per gallon and to provide the machinery for its collection; authorizing the appointment of said board of county commissioners of a clerk, and a supervisor of public roads; providing for the holding of monthly meetings of said board of commissioners and providing for the repeal of all laws in conflict with this Act; providing for the appointment, nomination and election of said board of commissioners approved September 20th, 1923, by amending Sections 3, 7, 11, 12½, 14, 15, and 16, and by adding thereto Section 8½.

Was read a third time at length and passed.

Yeas, 65; Nays, 0.

Yeas:

Messrs:

Mr. Speaker	Goode	Lawler	Reeder
Adcock	Goodwyn	Lee	Ringer
Anderson	Graves	Lovelace	Rivers
Baldwin	Grove	Luck	St. John
Bartlett	Gullatt	Merrill	Sanderson
Brünson	Guy	Mollette	Shepherd
Burns	Hampton	Monk	Shivers
Byars	Hawkins	Morrow	Smith
Cannon	Hightower	Moxley	Starnes
Carter	Hollis	Mullen	Stephens
Cockrell	Howard	Nipper	Tunstall
Cook	Hubbard	Norman	Vickers
Darden	Hughes	Owens	Wallace
Edmundson	Jeter	Parish	Ware
Edwards	Johnson	Poole	Weldon
Frey	Kirkpatrick	Powell	Winn
Golson			

—65

S. 55. To provide for the appointment of an additional assistant solicitor to be known as the second assistant solicitor for each judicial circuit in the State, composed of one county with

three circuit judges, to fix the term of said office, to prescribe the duties and authority of said additional assistant solicitor to be known as the second assistant solicitor and to fix his compensation.

Was taken up. Mr. Vickers offered the following amendment to the Bill, S. 55:

Amend caption by striking therefrom the following words, "composed of one county with three circuit judges," and to insert in lieu thereof the following, "now or hereafter composed of one county having more than two circuit judges and less than nine circuit judges" and amend Section one (1) thereof by striking therefrom the words "any county composing a judicial circuit with three circuit judges" and inserting in lieu thereof the following: "Any judicial circuit now or hereafter composed of one county having more than two judges and less than nine judges."

And the amendment offered by Mr. Vickers was adopted.

Yeas, 65; Nays, 0.

Yeas:

Messrs:

Mr. Speaker	Graves	Martin	Rogers (Mobile)
Allen	Grove	Matthews	St. John
Anderson	Gullatt	Merrill	Sanderson
Beebe	Guy	Molette	Shepherd
Bryant	Harwood	Monk	Shivers
Burns	Hawkins	Moxley	Simpson
Byars	Hollis	Mullen	Smith
Carter	Howard	Norman	Starnes
Cockrell	Howell	Owens	Stephens
Cook	Hughes	Parish	Thompson
Deloney	Jeter	Pegues	Vickers
Denson	Johnson	Pitts	Waddell
Desear	Langdon	Poole	Wallace
Edwards	Lawler	Powell	Ware
Frey	Lee	Ringer	Weldon
Golson	Lovellace	Rivers	Winn
Goode			

—65

And said Bill:

S. 55. To provide for the appointment of an additional assistant solicitor to be known as the second assistant solicitor for each judicial circuit in the State, composed of one county with three circuit judges, to fix the term of said office, to prescribe the duties and authority of said additional assistant solicitor to be known as the second assistant solicitor and to fix his compensation.

As amended by the amendment of Mr. Vickers:

Was read a third time at length and passed.

Yeas, 65; Nays, 0.

Yeas:

Messrs:

Mr. Speaker	Graves	Merrill	Sanderson
Adcock	Grove	Miller (Marengo)	Shepherd
Allen	Gullatt	Miller (Sumter)	Shivers
Brunson	Guy	Molette	Simpson
Burns	Hollis	Patterson	Smith
Byars	Howard	Pegues	Starnes
Carter	Howell	Pitts	Stephens
Christian	Hughes	Poole	Thompson
Cook	Jeter	Powell	Tunstall
Darden	Jones (Bullock)	Rankin	Vickers
Denson	Jones (Cleburne)	Reeder	Wallace
Desear	Jordan (Etowah)	Ringer	Ward (Geneva)
Edwards	Kirkpatrick	Rivers	Ward (Tuscaloosa)
Frey	Lawler	Rogers (Mobile)	Ware
Golson	Lee	St. John	Weldon
Goode	Luck	Sanders (Pike)	Winn
Goodwyn			

—65

S. 101. To provide for the appointment of deputy registers and deputy clerks for circuit courts in all judicial circuits in the State having more than two and less than five circuit judges; to prescribe the duties and fix the compensation and salary of such deputies.

Was read a third time at length and passed.

Yeas, 65; Nays, 0.

Yeas:

Messrs:

Mr. Speaker	Gullatt	Miller (Sumter)	Shivers
Adcock	Guy	Molette	Smith
Allen	Hollis	Monk	Starnes
Anderson	Howard	Norman	Stephens
Beebe	Howell	Owens	Stewart (Bibb)
Byars	Hubbard	Parish	Thompson
Cannon	Hughes	Poole	Tompkins
Carter	Jeter	Powell	Tunstall
Denson	Langdon	Rankin	Vickers
Desear	Lawler	Reeder	Waddell
Edwards	Lee	Rogers (Elmore)	Wallace
Frey	Lovelace	Rogers (Mobile)	Ward (Geneva)
Golson	Luck	St. John	Ward (Tuscaloosa)
Goode	McAdory	Sanders (Conecuh)	Ware
Goodwyn	Martin	Sanders (Pike)	Weldon
Graves	Miller (Marengo)	Shepherd	Winn
Grove			

—65

H. 262. To regulate further the financing of public improvements, to permit the reduction or abatement of assessments therefor in certain cases, to provide for the refunding of bonds issued therefor and to validate proceedings heretofore taken relating thereto in cities having a population of as many as twenty-five

thousand and less than fifty thousand people according to the last Federal census or any such census which may hereafter be taken.

Was read a third time at length and passed.

Yeas, 65; Nays, 0.

Yeas:

Messrs:

Mr. Speaker	Fite	Johnson	Quillin
Adcock	Frey	Langdon	Rogers (Elmore)
Allen	Golson	Lawler	St. John
Anderson	Goode	Luck	Sanders (Conecuh)
Baldwin	Goodwyn	McAdory	Sanderson
Bartlett	Graves	Martin	Shepherd
Beebe	Grove	Matthews	Simpson
Burns	Gullatt	Merrill	Smith
Byars	Guy	Molette	Starnes
Cannon	Harwood	Monk	Stephens
Carter	Hawkins	Morrow	Wallace
Cook	Hollis	Mullen	Ward (Geneva)
Darden	Howard	Nipper	Ward (Tuscaloosa)
Deloney	Howell	Owens	Ware
Denson	Hughes	Parish	Weldon
Desear	Jeter	Powell	Winn
Edwards			

—65

H. 181. To provide additional duties and confer additional powers on each member of the court of county commissioners of Talladega County, Alabama, in supervising the construction, maintenance and upkeep of the roads and bridges in his district, and to fix the salary and compensation of said commissioners.

Was read a third time at length and passed.

Yeas, 65; Nays, 0.

Yeas:

Messrs:

Mr. Speaker	Deloney	Jeter	Quillin
Adcock	Denson	Johnson	Rankin
Allen	Desear	Lee	Reeder
Anderson	Edmundson	Lovelace	Ringer
Baldwin	Edwards	Luck	Rivers
Bartlett	Frey	McAdory	Shivers
Beebe	Golson	Martin	Simpson
Brunson	Goode	Merrill	Smith
Bryant	Goodwyn	Mullen	Starnes
Burleson	Graves	Nipper	Stephens
Burns	Grove	Norman	Vickers
Byars	Gullatt	Owens	Waddell
Cannon	Guy	Parish	Wallace
Christian	Howell	Pegues	Ware
Cockrell	Hubbard	Pitts	Weldon
Cook	Hughes	Poole	Winn
Darden			

—65

H. 261. To further provide for the compensation of official court reporters in all judicial circuits of the State of Alabama which now or hereafter may be composed of only one county having more than two and less and nine circuit judges.

Was read a third time at length and passed.

Yeas, 65; Nays, 0.

Yeas:

Messrs:

Mr. Speaker	Hubbard	Miller (Sumter)	Shivers
Baldwin	Hughes	Molette	Simpson
Bartlett	Jeter	Monk	Smith
Beebe	Johnson	Morrow	Starnes
Bryant	Jordan (Washington)	Moxley	Stephens
Burns	Kirkpatrick	Rankin	Stewart (Bibb)
Goode	Langdon	Reeder	Stewart (Calhoun)
Goodwyn	Lawler	Ringer	Thompson
Grove	Lee	Rivers	Tompkins
Guy	Lovelace	Rogers (Elmore)	Tunstall
Hampton	Luck	Rogers (Mobile)	Vickers
Harwood	McAdory	St. John	Waddell
Hawkins	Martin	Sanders (Conecuh)	Wallace
Hightower	Matthews	Sanders (Pike)	Ware
Hollis	Merrill	Sanderson	Weldon
Howard	Miller (Marengo)	Shepherd	Winn
Howell			

—65

H. 185. To fix the ex-officio fees of the sheriffs in all counties in this State which now have or which may hereafter have a population of fifty thousand people, and less than seventy-five thousand people according to the last Federal census or any such census which may hereafter be taken, and to regulate the payment of same.

Was read a third time at length and passed.

Yeas, 65; Nays, 0.

Yeas:

Messrs:

Mr. Speaker	Gullatt	Matthews	Reeder
Adcock	Hampton	Merrill	Ringer
Allen	Harwood	Miller (Sumter)	Rivers
Baldwin	Hightower	Monk	St. John
Beebe	Hollis	Mullen	Sanderson
Brunson	Howell	Nipper	Shepherd
Bryant	Hubbard	Norman	Shivers
Burns	Hughes	Owens	Simpson
Byars	Jeter	Parish	Smith
Cockrell	Jones (Bullock)	Patterson	Starnes
Cook	Jones (Cleburne)	Pegues	Waddell
Frey	Jordan (Etowah)	Pitts	Wallace
Golson	Jordan (Washington)	Poole	Ward (Geneva)
Goode	Luck	Powell	Ware
Goodwyn	McAdory	Quillin	Weldon
Graves	Martin	Rankin	Winn
Grove			

—65

H. 103. To validate the proceedings of the court of county commissioners of Escambia County, Alabama, made and entered since February 1, 1923, so far as the same relate to all loans made to said county, and to validate and confirm all outstanding county warrants and refunding warrants for money borrowed for county purposes.

Was read a third time at length and passed.

Yeas, 65; Nays, 0.

Yeas:

Messrs:

Mr. Speaker	Gullatt	Luck	Rogers (Elmore)
Adcock	Guy	McAdory	Smith
Allen	Harwood	Martin	Starnes
Beebe	Hawkins	Matthews	Stephens
Brunson	Hollis	Merrill	Stewart (Calhoun)
Bryant	Howard	Molette	Thompson
Burns	Hubbard	Monk	Tompkins
Byars	Hughes	Morrow	Tunstall
Cook	Jeter	Pitts	Vickers
Darden	Jones (Bullock)	Poole	Waddell
Deloney	Jones (Cleburne)	Powell	Wallace
Frey	Jordan (Etowah)	Quillin	Ward (Geneva)
Golson	Kirkpatrick	Rankin	Ward (Tuscaloosa)
Goode	Lawler	Reeder	Ware
Goodwyn	Lee	Ringer	Weldon
Graves	Lovelace	Rivers	Winn
Grove			

—65

On motion of Mr. Lee all House bills passed today were ordered sent forthwith to the Senate without Engrossment.

MESSAGE FROM THE SENATE

Mr. Speaker:

The Senate had concurred in the following House resolution: H. J. R. 34 Relative to adjournment of the two Houses until Tuesday, February 8th, 1927 at 2 P. M.

And returns same herewith to the House.

J. E. Speight,
Secretary.

MESSAGE FROM THE SENATE

Mr. Speaker:

The Senate has passed the following House Bills and returns same herewith to the House:

H. 172. To authorize and empower any State Institution including schools, colleges, and other educational institutions, to dispose of and convey any contingent interest which such institution or institutions may have in any property, whether the

same be derived through a will or otherwise, and to authorize such institution to execute the necessary conveyance, or conveyances for such purpose.

H. 186. To fix the salary of the deputy solicitor of Washington County, Alabama.

H. 71. To repeal an Act entitled An Act to Regulate the Issue of Garnishments by Justices of the Peace, and Notaries Public, with same jurisdiction and powers of a Justice of the Peace and proceedings therein when a demand owing for, or on account of personal services rendered or to be rendered, by the defendant is sought to be subjected by process of garnishment in the Counties of Colbert and Franklin, Approved February 21, 1893, in so far as the same relates to or affects Colbert County.

H. 23. Amending Section 3858 of the Code of Alabama as approved August 17th, 1923.

H. 20. To amend Section 855 of the Code of Alabama, as amended by Section 3 of an Act approved September 29, 1923.

J. E. Speight,
Secretary.

MESSAGE FROM THE SENATE

Mr. Speaker:

The Senate has originated and passed the following Bill and sends same herewith to the House without engrossment:

By Mr. Fite (with notice and proof):

S. 134. For the relief of James C. Williams.

NOTICE

Notice is hereby given that a bill will be introduced at the 1927 session of the Legislature of Alabama, as follows, to-wit: A bill to be entitled an Act for the Relief of James C. Williams.

Be it enacted by the Legislature of Alabama:

1. That the Board of Revenue of Jefferson County, Alabama, is hereby authorized and directed to draw or cause to be drawn a warrant on the Treasurer of Jefferson County, in favor of James C. Williams, in the sum of \$3,489.34, covering amount erroneously paid into the County Treasury of said County by said James C. Williams while acting as Clerk of Jefferson County Court of Misdemeanors, which said amount covers witnesses' fees already disbursed by said James C. Williams prior to paying the same into the County Treasury, but for which said James C. Williams failed to take receipts from the various persons said money was paid to. And the Treasurer of Jefferson County is hereby directed and required to pay such warrant out of such funds not otherwise appropriated.

2. This act shall take effect immediately on the approval by the Governor.

STATE OF ALABAMA,
County of Jefferson

Before me, the undersigned authority, in and for the county and State, aforesaid personally appeared George M. Howle, editor of The Weekly Call,

a weekly newspaper published in said state and county, who, being by me first duly sworn deposes and says that the notice a true copy of which is hereto attached was published in The Weekly Call, once a week for Four consecutive weeks, commencing on January 8, 1927.

Geo. M. Howle,
Editor of The Weekly Call.

Sworn to before me, and signed in my presence, this 29th day of January, 1927.

Bessie Stephens.
Notary Public.

Also:

By Mr. Holmes (with notice and proof) :

S. 129. To fix the salary of the deputy solicitor of Baldwin County, Alabama.

With notice and proof thereto attached and herewith exhibited as follows:

NOTICE

A bill to fix the salary of the Deputy Solicitor of Baldwin County, Alabama, will be introduced at the 1927 session of the Alabama Legislature, which bill is in substance as follows:

A bill to be entitled an Act to fix the salary of the Deputy Solicitor for Baldwin County, Alabama.

Be it Enacted by the Legislature of Alabama:

Section 1: That the salary of the Deputy Solicitor for Baldwin County, Alabama, be, and the same hereby is, fixed at the sum of Fifteen Hundred (\$1500.00) Dollars per year, payable in monthly installments of One Hundred Twenty-five (\$125.00) Dollars per month, provided, however, that the said salary shall be paid from the fees earned by such Solicitor in the County Court, and should the fees so earned in the County Court be less than the sum of Fifteen Hundred (\$1500.00) Dollars per year, then the salary of the Deputy Solicitor for Baldwin County, Alabama, shall be the fees earned in the County Court of Baldwin County, Alabama, for the calendar year.

Section 2. That all laws and parts of laws in conflict with the provisions of this act hereby are repealed.

Section 3: That this act shall go into effect immediately upon its passage and approval by the Governor.

AFFIDAVIT OF PUBLICATION

STATE OF ALABAMA,

Baldwin County.

R. B. Vail, being duly sworn, deposes and says that he is the Publisher of The Baldwin Times, a Weekly Newspaper published at Bay Minette, Baldwin County, Alabama; that the notice hereto attached of A Bill to fix the Salary of Deputy Solicitor of Baldwin County, Alabama was published in said newspaper for 4 consecutive weeks in the following issues:

Date of first publication: January 13, 1927, Vol. 37, No. 50.

Date of second publication: January 6, 1927, Vol. 37, No. 49.

Date of third publication: January 20, 1927, Vol. 37, No. 51.

Date of fourth publication: January 27, 1927, Vol. 37, No. 52.

Subscribed and sworn to before the undersigned this 31st day of January, 1927.

R. B. Vail,
Publisher.
Ursula Osear,

(Seal)

Notary Public, Baldwin County, Alabama.

Also:

By Mr. Teasley:

S. 141. To regulate further the financing of public improvements, to permit the reduction or abatement of assessments therefor in certain cases, to provide for the refunding of bonds issued therefor and to validate proceedings heretofore taken relating thereto in cities having a population of as many as twenty-five thousand and less than fifty thousand people according to the last Federal census or any such census which may hereafter be taken.

Also:

By Mr. Jones:

S. 35. To amend an Act entitled "An Act to make a donation of the State Capitol at Tuscaloosa," approved on January 28, 1852, and found on page fifty-five (55) of the Acts of Alabama, 1851-2.

By Mr. Holmes:

S. 128. To amend Section 1185 of the Code of 1923.

By Mr. Warren:

S. 126. To further provide for the payment of pensions to widows of Confederate Soldiers and Sailors.

Also:

By Mr. Fite:

S. 132. To provide for the building of a court house and jail for Jefferson County, Alabama, in the city of Birmingham, and to establish for the consummation of that purpose a court house commission; and to authorize said commission to build a court house and jail for said county, to sell and convey certain court house properties now owned by the county, to acquire, if deemed necessary, a site for said constructions, or either of them; to designate the funds from which the cost and expense of said construction shall be paid; and to prescribe the powers and duties of the said commission and the powers and duties of the board of revenue and treasurer of said county, incident to the construction of said court house and jail.

With notice and proof thereto attached and herewith exhibited as follows:

NOTICE .

Notice is hereby given that a bill will be introduced at the 1927 session of the Legislature of Alabama as follows, to-wit:

A BILL TO BE ENTITLED AN ACT

To provide for the building of a court house and jail for Jefferson County, Alabama, in the City of Birmingham, and to establish for the consummation of that purpose a Court House Commission; and to authorize said Commission to build a court house and jail for said County, to sell and

convey certain court house properties now owned by the County, to acquire, if deemed necessary, a site for said constructions, or either of them; to designate the funds from which the cost and expense of said construction shall be paid; and to prescribe the powers and duties of said Commission and the powers and duties of the Board of Revenue and Treasurer of said County, incident to the construction of said court house and jail.

Be it enacted by the Legislature of Alabama:

1. A Commission is hereby created in Jefferson County, Alabama, to be known as "Jefferson County Court House Commission," which Commission shall be composed of five resident citizens of said county as follows: Oscar Wells, Walter E. Henley, Samuel C. King, Edward H. Cabaniss, and Morris W. Bush, and the said parties named are hereby appointed Commissioners and made members of said commission, and they and their successors shall constitute said Commission, with the rights, powers, duties and privileges herein conferred and prescribed, and shall exist until legally abolished.

2. A majority of the members of said Commission shall constitute a quorum for the transaction of business. The said Commission shall elect one member as President thereof and such officers, members or non-members of the Commission, as they see fit, and they may pass such rules, regulations and by-laws for the government of the Commission as they see fit. The Commission may organize at any time after this Act shall have become a law.

3. Any vacancy which may occur on said Commission by reason of death, resignation or failure of any Commissioner to act, or from any other cause, shall be filled by the remaining Commissioners, or a majority of such remaining Commissioners, as often as any such vacancy occurs by selecting a resident of said County as Commissioner.

4. Said Commission shall act and be held to act for Jefferson County and no member thereof shall be held personally liable for any act of said Commission, or for any act done by him as Commissioner, while acting in pursuance of the authority herein conferred, or while acting in pursuance of the directions of said Commission in pursuance of the authority herein conferred.

5. All contracts made by said Commission shall be in the name of Jefferson County by said Commission, and all transactions of said Commission under the authority herein conferred shall be in the name of the County by said Commission. Title to any property acquired under the authority herein conferred shall be taken for and in the name of said County.

6. Said Commission shall be and it is hereby authorized and empowered to construct or cause to be constructed a court house and jail for said County in the City of Birmingham, Alabama, said court house and jail to be constructed out of such material and in such manner as to size, plans, blueprints and specifications as the said Commission may deem best, said Commission keeping in view that from time to time in the future it may be necessary to make additions to said court house and jail in order to keep pace with the growth and development of said County. Said Commission shall have the power and authority to employ such experts, architects and engineers and such labor and professional skill of all kinds as may be deemed necessary to accomplish the work and exercise the powers and rights herein conferred, and may make such contracts and agreements as may be deemed necessary to accomplish the work and exercise the powers and rights herein conferred, and may do any or all of the work necessary in the building of said court house and jail, employing such laborers and employees and buying such material as may be deemed necessary, or may let any or all of the work by contract or contracts, as the Commission may see fit, to the lowest and best responsible bidder or bidders, and with a view always to keeping the construction cost within the limits of such funds as will be available for such use by said Commission.

7. Said Commission shall have the power to acquire by gift or purchase any such lands or real estate as may be deemed necessary for the construction of said court house and jail thereon, or may build on site heretofore acquired by said County for such use, or may build on the site whereon the court house and jail are now located, or on site acquired by the Commission, and said Commission is authorized and empowered to select and designate the site on which said court house and jail shall be erected. Said Commission shall also have the power to sell or dispose of any real or personal property acquired by the Commission under the provisions of this Act, and shall have the power to sell and convey the present court house and jail site, or any part thereof, at such price and on such terms, at such time or from time to time, as the Commission may deem to the interest of said County, or to otherwise utilize it in whole or in part, as the Commission may see fit, but in event said Commission shall determine to sell the present court house and jail site, in whole or in part, then all money received from such sale shall be expended exclusively to the extent necessary, in addition to funds heretofore provided for these purposes by issue and or sale of bonds heretofore authorized for these purposes, in the construction of the new court house and jail to be erected by said Commission. In event the Commission deem it best to dispose of the present court house and jail site, the said Commission is authorized and empowered to execute the necessary deeds or other instruments of writing in the name of the County which may be necessary in order to effectuate title in the purchaser or purchasers, and may take notes secured by mortgage or deed of trust on the land sold for the unpaid balance of purchase money, if sale is made in part on time. The Commission is also authorized in like manner to sell and make proper deeds of conveyance of the court house site purchased by the Board of Revenue of said County and located in what is known as Capitol Park or Woodrow Wilson Park in said City, the funds to be used exclusively for the new court house and jail site, or they may otherwise utilize said property in such manner as the Commission may deem best. In short, the Commission is authorized and empowered to do such things as may be deemed necessary, convenient and proper for carrying out the purposes of this Act. And it shall not be necessary for the said Commission to at any time, or for any purpose, secure the approval of the presiding Judge and Solicitor of Jefferson County, or either or them, of any contract, agreement, plan or specifications, or of any other act contemplated by said Commission in furthering the work herein authorized.

8. Said Commission, as often as it makes a sale of property authorized to be sold by it under the provisions of this Act, shall make a written report of the sale to the Board of Revenue of said County, stating the property and the price at which the property is sold, and the amount of money paid to the Treasurer of the County, and said Board of Revenue shall require an additional bond as required by law of the Treasurer as on receipt of a special fund. The official bond of said County Treasurer shall stand as security for the faithful discharge of his duty by the Treasurer in respect to all funds which shall come into his custody under the provisions of this Act the same as it secures the faithful discharge of his duties in regard to any other county funds.

9. All work let to a contractor or contractors shall be let to the lowest and best responsible bidder, after bids are advertised for in such newspaper or newspapers and for such length of time as the Commission may see fit. The Commission may reject any and all bids and the Commission shall have the exclusive right to determine who is the lowest and best responsible bidder. Said Commission shall file with the Board of Revenue of the County a statement of all bids received on each lot or parcel of work let, showing the amount of each bid and stating in the report which bid was accepted, and the Board of Revenue shall cause each and all such reports to be recorded on its records.

10. All contractors where the amount to be paid under the contract exceeds one thousand dollars shall give bond with some guaranty company as surety, to be approved by the Commission or some authorized Committee appointed by the Commission, in an amount at least one-fourth of the bid, and so conditioned as the Commission may require to secure the faithful performance of the contract.

11. Said Commission shall require the supervision engineer, architect or other person upon whose estimates and acceptance payments are made to the contractor or contractors, to execute a bond payable to said County, with some guaranty company to be approved by the Commission as surety, in a sum of not less than one-eighth of the contract let, upon which he accepts the work and gives the estimates, and so conditioned as to guarantee the honest and faithful discharge of his duties in giving estimates and accepting work.

12. Any supervision engineer, architect or other person upon whose estimates and acceptance payments are made to the contractor or contractors, who carelessly or intentionally accepts work which does not conform to the requirements of the plans and specifications, or who carelessly or intentionally gives estimates in excess of the amount for which they should be given, shall be liable in an amount three times in excess of the damage sustained by such action, which sum may be sued for and recovered by said Commission in the name of said County. And any contractor or sub-contractor who receives payments for work done knowing that such work was not done in conformity to the plans and specifications, or who receives payment on estimates which he knows to be in excess of the amount the estimates should be for, shall be liable in an amount equal to three times the damages sustained by such action, which sum may be sued for and recovered by said Commission in the name of said County.

13. No member of said Commission, and no person who has been a member of said Commission within six months from the time of the making of the contract, shall be directly or indirectly pecuniarily interested in any contract, or in the profits of any contract made by said Commission. And any and all contracts made in violation of this provision are declared to be void and against public policy, and no such contract shall be enforceable in any Court for the benefit of any person whatsoever. Any money paid to any person on such a contract as is declared void in this section may be sued for and be recovered for and in the name of said County by said Commission or the said Board of Revenue, without abatement on account of the value of any work done or material furnished under the contract.

14. No member of said Commission, and no person who has been a member of said Commission within six months from the time of making the sale, shall be directly or indirectly pecuniarily interested in the sale of any material or supplies to said Commission, or any contractor or sub-contractor, to be used in or in the furtherance of the work of said Commission, and no suit can or shall be maintained in any court by the sellers, or by any person or corporation claiming through the sellers, for the purchase price or value of any material or supplies sold in violation of the provisions of this section. And said Commission or said Board of Revenue may in the name of said County sue for and recover from the seller the amount of all money paid such sellers for material and supplies sold in violation of the provisions of this section.

15. Said Commission shall cause to be kept full and accurate minutes of the acts and proceedings of its meetings, and shall preserve all books, plans, contracts, maps, engineers and architects reports and other papers acquired during the construction of the work herein authorized.

16. The County Treasurer of Jefferson County shall be the custodian of all money heretofore realized, or which may hereafter be realized, from

the sale of any bonds heretofore authorized by special election to be issued for the purpose of erecting and constructing a court house and jail for said County; and he shall also be the custodian of any money realized from the sale of any of the property herein authorized to be sold by said Commission, when and if sold, and it shall be the duty of the Commission to pay over any and all moneys received by it to the said Treasurer within five days from the receipt thereof.

17. It shall be the duty of the said Commission to semi-annually make to the Board of Revenue of Jefferson County a full and complete written report of its acts and doings, in which report it shall set forth a statement of all expenditures; and the County Treasurer shall also, semi-annually, make to the Board of Revenue an itemized statement of all warrants paid by him for any cost incurred in the construction of the court house and jail by said Commission; and said Board of Revenue shall cause said reports to be recorded in the records kept by said Board.

18. The expense of all construction work done by said Commission, and all costs and expense in any way connected therewith and all cost and expense incident to doing anything by the Commission authorized to be done by this Act, shall be paid out of money received from the sale of the bonds heretofore authorized by special election to be issued for the purpose of erecting and constructing a court house and jail for said county, or from the sale of any of the property herein authorized to be sold by said Commission, and shall be paid only on warrants authorized by the Board of Revenue of said County, which shall not be authorized except on the requisitions therefor drawn on said Board of Revenue by the said Commission, and it shall be the duty of the Board of Revenue of said County to authorize and cause warrants to be drawn as and when requisitions therefor are drawn by said Commission on said Board of Revenue.

19. All money remaining in the custody of the Treasurer of said County, from the sale of bonds for the erection of a court house and jail, or from the sale of any property sold under the provisions of this Act after the court house and jail herein authorized to be constructed have been completed, and after all cost and expense incident to the construction has been paid, shall be used and applied under the direction and order of the Board of Revenue of said County in taking up and paying the now existing interest bearing indebtedness of the county evidenced by warrants or bonds.

20. It shall be the duty of the Board of Revenue, on recommendation of and approval by the said Commission, to make sale of such bonds heretofore authorized by special election to be issued for the purpose of erecting and constructing a court house and jail for said County, to make sale of any unsold bonds so authorized in such amounts as the said Commission may require, the proceeds of such sale or sales shall be turned over to the said County Treasurer as Custodian as hereinbefore specified.

21. Subject to the limitations of this Act, the said Commission is invested with any authority or power now possessed by the said Board of Revenue of Jefferson County in regard to the construction of the court houses or jails, or a court house and jail. And any such power or authority now given by law to said Board of Revenue is hereby conferred on said Commission.

22. No member of said Commission shall receive any compensation for his services.

23. No suit shall be maintained against said County for any act done or omitted by said Commission until and unless a claim therefor is filed with said Commission within ninety days from the commission or omission complained of, and in the event the said Commission declines or fails to pay such claim no suit shall be maintained thereon unless suit is filed in a

Court having jurisdiction within six months from the time the claim is filed with said Commission.

24. If any section, clause or provision of this Act shall be declared unconstitutional, it shall not affect any other section, clause or provision of this Act, but the same shall remain in full force and effect.

25. This Act shall take effect immediately on its approval by the Governor.

STATE OF ALABAMA,

County of Jefferson.

Before me, the undersigned authority, in and for the county and State, aforesaid personally appeared George M. Howle, editor of The Weekly Call, a weekly newspaper published in said state and county, who, being by me first duly sworn deposes and says that the notice a true copy of which is hereto attached was published in The Weekly Call, once a week for consecutive weeks, commencing on the 1-9

George M. Howle,
Editor of The Weekly Call.

Sworn to before me, and signed in my presence, this 29th day of January, 1927.

Bessie Stephens,
Notary Public.

Also:

By Mr. Fite:

S. 109. To amend Sections 6279, 6280, 6281 and 6300 of the Code of Alabama, relating to State banking laws.

Also:

By Mr. Fite:

S. 108: To amend an Act approved September 29, 1923, entitled: "An Act to provide for and regulate further the Banking Department for the State of Alabama to the end of better regulating the examinations and supervisions of banks and banking in this State.

J. E. Speight,
Secretary.

SENATE MESSAGE

The Senate Bills, the titles to which are set out in the above and foregoing Message from the Senate were severally read one time and referred to appropriate Standing Committees, as follows:

Local Legislation: S. 134; S. 129.

Municipal Organization: S. 141; S. 132.

Appropriations: S. 35.

Public Health: S. 128.

Pensions: S. 126.

Banks and Banking: S. 108; S. 109.

MESSAGE FROM THE GOVERNOR.

To The Legislature of Alabama.
Gentlemen,

I hand you herewith House Bill No. 53 without the approval of the Governor and suggesting certain amendments necessary, in the opinion of the Governor, to make the Bill effective.

Gaston Scott,
Private Secretary.

To the Legislature of Alabama,
Gentlemen of the House and Senate,

I am returning herewith to the House, as the body in which said House Bill No. 53 originated, said House Bill No. 53 without my approval because in my judgment it is a local measure and notice by publication of the intention to pass such measure does not appear to have been given as required by the Constitution. I suggest the following executive amendments which in my judgment would render the bill valid and effective.

1st. Amend the title of the bill by striking therefrom the words "composed of one county with three circuit judges" and insert in lieu thereof the following words, "now or hereafter created composed of one county having more than two circuit judges and less than nine circuit judges".

2nd. Amend Section one (1) thereof by striking therefrom the words "any county composing a judicial circuit with three circuit judges" and inserting in lieu thereof, "any circuit now or hereafter created composed of one county having more than two circuit judges and less than nine circuit judges."

With these amendments the bill will have my approval.

Bibb Graves,
Governor.

GOVERNOR'S MESSAGE

On motion of Mr. Vickers the House concurred in and adopted the amendment proposed by His Excellency, the Governor, to the Bill, H. 53. Said Governor's Amendment being set out in the above and foregoing Message from the Governor. The vote on said Governor's amendment being Yeas, 69; Nays, 0.

Yeas:

Messrs:

Mr. Speaker	Edmundson	Johnson	Owens
Adcock	Frey	Jones (Bullock)	Parish
Allen	Golson	Jones (Cleburne)	Patterson
Baldwin	Goode	Jordan (Washington)	Pegues
Bartlett	Goodwyn	Kirkpatrick	Pitts
Beebe	Graves	Lee	Quillin
Brunson	Grove	Lovelace	Rankin
Bryant	Gullatt	Luck	Reeder
Burleson	Guy	McAdory	Rivers
Burns	Harwood	Matthews	Rogers (Mobile)
Carter	Hawkins	Miller (Marengo)	Shepherd
Christian	Hightower	Miller (Sumter)	Stewart (Calhoun)
Cockrell	Hollis	Molette	Tompkins
Cook	Howard	Monk	Vickers
Darden	Hubbard	Moxley	Wallace
Deloney	Hughes	Mullen	Ware
Denson	Jeter	Norman	Winn
Desear			

Which was a majority of the whole number elected to the House.

And Said Bill:

H. 53. To provide for the appointment of a stenographer by each solicitor of each judicial circuit in the State, composed of one county, with three circuit judges, to fix the term of office of said stenographer, to prescribe the duties of said stenographer, and to fix the compensation of said stenographer.

As amended by the amendment proposed by His Excellency, The Governor, was again read a third time at length and passed by a vote of Yeas, 73; Nays, 0.

Yeas:

Messrs:

Mr. Speaker	Edmundson	Jones (Cleburne)	Quillin
Adcock	Edwards	Jordan (Etowah)	Rankin
Allen	Frey	Jordan (Washington)	Reeder
Anderson	Golson	Langdon	Ringer
Baldwin	Goode	Lee	Rivers
Bartlett	Goodwyn	Luck	Rogers (Mobile)
Beebe	Grove	McAdory	St. John
Brunson	Gullatt	Matthews	Sanderson
Bryant	Guy	Miller (Sumter)	Simpson
Burleson	Hawkins	Monk	Starnes
Burns	Hightower	Moxley	Stephens
Byars	Hollis	Nipper	Thompson
Cannon	Howell	Norman	Tompkins
Carter	Hubbard	Owens	Vickers
Christian	Hughes	Parish	Waddell
Cockrell	Jeter	Patterson	Ware
Darden	Johnson	Pegues	Weldon
Deloney	Jones (Bullock)	Pitts	Winn
Denson			

—73

Which was a majority of the whole number elected to the House.

REPORT OF STANDING COMMITTEE ON ENROLLED BILLS.

Mr. Speaker:

Your Standing Committee on Enrolled Bills reports that it has examined the following House Bill:

H. 20. To amend Section 855 of the Code of Alabama, as amended by Section 3 of an Act approved September 29, 1923.

And finds same correctly enrolled.

R. B. Harwood,
Chairman.

SIGNING OF BILLS

The Speaker of the House in the presence of the House, immediately after the title had been publicly read by the Clerk, the

reading at length having been dispensed with by a two-thirds vote of a quorum present, signed the Bill, the titles to which is set out in the above and foregoing report of the Standing Committee on Enrolled Bills.

BILLS ON THIRD READING

S. 29. To define who are agents of insurance companies; to provide for the licensing, supervision and regulation of such insurance agents; and to provide penalties for violation of laws and regulations governing insurance agents.

Was taken up. Mr. McAdory offered the following amendment to the Bill S. 29.

Amend Section 4 by striking the word "Montgomery" where it appears immediately after the words, "circuit court of the county of" and insert in lieu thereof the words, "any county where the act for which said license was revoked or suspended, was committed, or in case of refusal to issue a license to an applicant then in the county of the residence of such applicant."

And the amendment offered by Mr. McAdory to the Bill S. 29 was adopted.

Yeas, 59; Nays, 0.

Yeas:

Messrs:

Mr. Speaker	Goode	Lee	Rogers (Mobile)
Adcock	Goodwyn	Lovelace	Sanders (Pike)
Anderson	Grove	Luck	Sanderson
Baldwin	Gullatt	McAdory	Starnes
Bartlett	Guy	Martin	Stephens
Beebe	Hawkins	Miller (Sumter)	Thompson
Brunson	Hightower	Monk	Tompkins
Bryant	Hollis	Moxley	Vickers
Burleson	Howell	Nipper	Waddell
Burns	Hughes	Pegues	Ward (Geneva)
Cockrell	Jeter	Quillin	Ward (Tuscaloosa)
Darden	Johnson	Rankin	Ware
Denson	Jones (Cleburne)	Reeder	Weldon
Frey	Jordan (Etowah)	Rivers	Winn
Golson	Jordan (Washington)	Rogers (Elmore)	

—59

And said Bill:

S. 29. To define who are agents of insurance companies; to provide for the licensing, supervision and regulation of such insurance agents; and to provide penalties for violation of laws and regulations governing insurance agents.

As amended by the amendment offered by Mr. McAdory.

Was read a third time at length and passed.

Yeas, 53; Nays, 3.

Yeas:

Messrs:

Mr. Speaker	Frey	McAdory	Rivers
Adcock	Golson	Martin	Rogers (Mobile)
Anderson	Goode	Miller (Sumter)	St. John
Baldwin	Goodwyn	Monk	Sanders (Pike)
Bartlett	Hightower	Moxley	Sanderson
Beebe	Hollis	Nipper	Starnes
Brunson	Howell	Norman	Stephens
Bryant	Jeter	Owens	Stewart (Calhoun)
Burns	Johnson	Patterson	Thompson
Carter	Jordan (Washington)	Pitts	Tunstall
Cockrell	Lee	Quillin	Vickers
Darden	Lovelace	Rankin	Waddell
Denson	Luck	Reeder	Ware
Edmundson			

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Nays:—Messrs: Cannon, Grove, Simpson.—3.

H. 159. (with substitute): To forbid and prohibit the enforcement or attempted enforcement hereafter of subdivision K of Section 5 of the Act entitled "An Act to provide for the general revenue of the State of Alabama," approved September 15th, 1919.

Was taken up. The question was upon the adoption of the substitute reported by the Standing Committee on Ways and Means. Said Committee substitute being as follows:

Committee Substitute for H. B. 159:

A Bill to be entitled an Act to amend subdivision "K" of Section 5 of the Act entitled "An Act to provide for the General Revenue of the State of Alabama", Approved the 15th day of September, 1919, which subdivision reads as follows:

"K" on the gross amount of commissions of sums charged and received during each year by any factor, broker, or commission merchant, auctioneer or dealer in any other kind of property in buying, selling, or for any other act in the course of their business, and for the value of a commission, or by compensation by bale, sack, package, article or otherwise."

Be it Enacted by the Legislature of Alabama:

Section 1. That the subdivision "K" of Section 5 of the Act entitled "An Act to provide for the General Revenue of the State of Alabama," approved the 15th day of September, 1919, which subdivision reads as follows:

"K" on the gross amount of commissions or sums charged and received during each year by any factor, broker, or commission merchant, auctioneer or dealer in any other kind of property in buying, selling or for any other act in the course of their business, and for the value of a commission, or by compensation by bale, sack, package, article or otherwise."

Be and the same is hereby amended to read as follows:

K. On the gross amount of commissions or sums charged and received during each year by any factor, broker, or commission merchant, auctioneer or dealer in any other kind of property in buying, selling, or for any other act in the course of their business, and for the value of a commission, or by compensation by bale, sack, package, article or otherwise, provided, nothing herein contained shall be construed as levying a tax on commissions received for the sale of real estate and no such tax shall hereafter be collected on commissions received for the sale of real estate, whether such sale occurred prior to the enactment hereof, or otherwise.

Mr. Simpson offered the following substitute for the Bill, and substitute reported by the Standing Committee on Ways and Means to the Bill H. 159.

Substitute by Mr. Simpson for H. B. 59 and the substitute reported by the Standing Committee on Ways and Means:

A Bill to be entitled An Act to amend subdivision "K" of Section 5 of the Act entitled "An Act to provide for the General Revenue of the State of Alabama", approved the 15th day of September, 1919, which subdivision reads as follows:

"K" on the gross amount of commissions of sums charged and received during each year by any factor, broker, or commission merchant, auctioneer or dealer in any other kind of property in buying, selling, or for any other act in the course of their business, and for the value of a commission, or by compensation by bale, sack, package, article or otherwise".

Be it Enacted by the Legislature of Alabama:

Section 1. That the subdivision "K" of Section 5 of the Act entitled "An Act to provide for the General Revenue of the State of Alabama", approved the 15th day of September, 1919, which subdivision reads as follows:

"K" On the gross amount of commissions or sums charged and received during each year by any factor, broker, or commission merchant, auctioneer or dealer in any other kind of property in buying, selling or for any other act in the course of their business, and for the value of a commission, or by compensation by bale, sack, package, article or otherwise."

Be and the same is hereby amended to read as follows:

K. On the gross amount of commissions or sums charged and received during each year by any factor, broker, or commission merchant, auctioneer or dealer in any other kind of property in buying, selling, or for any other act in the course of their business, and for the value of a commission, or by compensation by bale, sack, package, article or otherwise, provided, nothing herein contained shall be construed as levying a tax on commis-

sions received for the sale of real estate. Be it further provided that no such tax shall hereafter be collected on commissions received for the sale of real estate, whether such sale occurred prior to the enactment hereof, or otherwise.

If any clause, sentence or provision in this act shall be held to be invalid or unconstitutional by any court of competent jurisdiction, such holding shall not effect any other clause, sentence or provision of this act which is not in and of itself unconstitutional.

And the substitute offered by Mr. Simpson to the Bill and the substitute reported by the Standing Committee on Ways and Means to the Bill H. 159 was adopted.

Yeas, 61; Nays, 0.

Yeas:

Messrs:

Adcock	Grove	Martin	Sanders (Conecuh)
Anderson	Hawkins	Merrill	Sanderson
Baldwin	Hollis	Miller (Sumter)	Shepherd
Bartlett	Howell	Monk	Simpson
Beebe	Hubbard	Moxley	Smith
Brunson	Jeter	Nipper	Starnes
Burns	Johnson	Owens	Stephens
Cannon	Jones (Cleburne)	Pegues	Stewart (Calhoun)
Christian	Jordan (Etowah)	Pitts	Thompson
Cockrell	Jordan (Washington)	Quillin	Tunstall
Darden	Lawler	Rankin	Vickers
Denson	Lee	Reeder	Ward (Tuscaloosa)
Frey	Lovelace	Rivers	Ware
Golson	Luck	Rogers (Mobile)	Weldon
Goode	McAdory	St. John	Winn
Goodwyn			

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And said Bill:

H. 159. To forbid and prohibit the enforcement or attempted enforcement hereafter of subdivision K of Section 5 of the Act entitled "An Act to provide for the general revenue of the State of Alabama," approved September 15th, 1919.

As amended by the substitute offered by Mr. Simpson:

Was read a third time at length and passed.

Yeas, 71; Nays, 0.

Yeas:

Messrs:

Mr. Speaker	Burns	Goode	Jeter
Adcock	Carter	Goodwyn	Johnson
Allen	Christian	Grove	Jones (Cleburne)
Anderson	Cockrell	Gullatt	Jordan (Etowah)
Baldwin	Darden	Guy	Kirkpatrick
Bartlett	Denson	Hightower	Lee
Beebe	Edmundson	Hollis	Lovelace
Brunson	Frey	Howell	Luck
Bryant	Golson	Hughes	McAdory

Martin	Patterson	St. John	Tunstall
Miller (Sumter)	Pegues	Sanderson	Vickers
Molette	Pitts	Simpson	Waddell
Monk	Quillin	Smith	Ward (Geneva)
Moxley	Rankin	Starnes	Ward (Tuscaloosa)
Mullen	Reeder	Stephens	Ware
Nipper	Ringer	Stewart (Calhoun)	Weldon
Norman	Rogers (Elmore)	Thompson	Winn
Owens	Rogers (Mobile)	Tompkins	

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On motion of Mr. Simpson the Bill H. 159 was ordered sent forthwith to the Senate without Engrossment.

BILL INDEFINITELY POSTPONED

On motion of Mr. Waddell the Bill:

H. 67. (with amendment): To define who are agents of insurance companies; to provide for the licensing, supervision and regulation of such insurance agents; and to provide penalties for violation of laws and regulations governing insurance agents.

And amendment reported by the Standing Committee on Insurance and Insurance Companies were indefinitely postponed.

MESSAGE FROM THE SENATE

Mr. Speaker:

The Senate has concurred in and adopted the amendment proposed by His Excellency, The Governor, to the bill:

H. 53. To provide for the appointment of a stenographer by each solicitor of each judicial circuit in the State, now or hereafter created composed of one county having more than two circuit judges and less than nine circuit judges, to fix the term of office of said stenographer, to prescribe the duties of said stenographer, and to fix the compensation of said stenographer.

By a vote of a majority of the whole number elected to the Senate; said vote being Yeas, 24; Nays, 0.

And said bill, as thus amended, by the amendment of His Excellency, The Governor, was again read a third time at length and passed by a vote of a majority of the whole number elected to the Senate; said vote being Yeas, 26; Nays, 0.

And said bill, together with the Governor's message containing the amendment is herewith returned to the House.

J. E. Speight,
Secretary.

CERTIFICATE OF CLERK

To the House of Representatives:

I hereby certify that the bills and H. J. R. hereinafter mentioned were delivered to the executive department on the dates

and hours named and that I hold the receipt of the executive department for same.

Delivered to Governor on Feb. 4, 1927, at 10:25 A. M.

H. 5.

H. 12.

H. 39.

H. 86.

H. 153.

Also:

H. J. R. 25 at 11:55 A. M. on Feb. 4, 1927.

Also:

H. B. 20 at 2:45 P. M. on Feb. 4, 1927.

J. H. Stewart,
Clerk.

ADJOURNMENT

On motion of Mr. Brunson the House in accordance with H. J. R. 34 heretofore adopted, adjourned until 2:00 o'clock P. M. on Tuesday February 8th, 1927.

FOURTEENTH DAY

House of Representatives.
Montgomery, Alabama.
Tuesday, February 8th, 1927.

The House met pursuant to adjournment.

PRAYER.

The session was opened with prayer by Rev. Mr. Thompson of the House.

ROLL CALL.

On a call of the roll of the House the following members answered to their names:

Messrs:			
Mr. Speaker	Bryant	Darden	Goode
Adcock	Burleson	Deloney	Goodwyn
Allen	Burns	Denson	Graves
Anderson	Byars	Desear	Grove
Ashcraft	Cannon	Edmundson	Gullatt
Baldwin	Carter	Edwards	Guy
Bartlett	Christian	Fite	Hampton
Beebe	Cockrell	Frey	Harwood
Brunson	Cook	Golson	Hawkins

Hightower	McAdory	Pitts	Smith
Hollis	Martin	Poole	Starnes
Howard	Matthews	Powell	Stephens
Howell	Merrill	Quillin	Stewart (Bibb)
Hubbard	Miller (Marengo)	Rankin	Stewart (Calhoun)
Hughes	Miller (Sumter)	Reeder	Thompson
Jeter	Molette	Ringer	Tompkins
Johnson	Monk	Rivers	Tunstall
Jones (Bullock)	Morrow	Rogers (Elmore)	Vickers
Jones (Clebune)	Moxley	Rogers (Mobile)	Waddell
Jordan (Etowah)	Mullen	St. John	Wallace
Jordan (Washington)	Nipper	Sanders (Conecuh)	Ward (Geneva)
Kirkpatrick	Norman	Sanders (Pike)	Ward (Tuscaloosa)
Langdon	Owens	Sanderson	Ware
Lawler	Parish	Shepherd	Webb
Lee	Patterson	Shivers	Weldon
Lovelace	Pegues	Simpson	Winn
Luck			

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A quorum was present.

JOURNAL.

The Chairman of the Standing Committee on Revision of the Journal made the following report:

REPORT OF STANDING COMMITTEE ON REVISION OF THE JOURNAL

Mr. Speaker:

Your standing committee on Revision of the Journal begs leave to report that said committee has carefully examined the Journal of the House for the Thirteenth legislative day, and finds same correct.

R. G. Langdon,
Chairman.

The report of the committee was concurred in and adopted and the Journal for the Thirteenth Legislative day was approved.

REPORT OF RULES COMMITTEE

Mr. Tunstall, Vice-Chairman of the Standing Committee on Rules, returned to the House the following resolutions with a favorable report:

H. J. R. 35, Whereas, there exists from time to time a surplus of cotton, and

Whereas, such surplus is invariably followed by low prices for the staple and serious financial loss to the grower, and

Whereas, new uses for cotton and cotton products will facilitate the disposition of such surplus, and

Whereas, there was imported into this country last year, free from duty, from India, and elsewhere, 124,940,000 pounds of jute; 4,162,000 pounds of jute butts; 16,130,212 pounds of jute

sack cloth and bagging; 625,815,937 pounds of jute burlap; and 2,012,413 pounds of woven jute fabrics on which duty was paid; 48,070,063 pounds of jute bags on which duty was paid and 776,838 pounds of jute yarns, and

Whereas, The aggregate total value of said imported jute last year was \$108,491,009 representing a total weight of 821,907,463 pounds which is equal to the weight of 1,643,814 bales of cotton, and

Whereas, The federal government alone used 1,500,000 pounds of jute twine:

Therefore: Be it Resolved, By the House of Representatives, the Senate concurring that, the senators and members of congress from Alabama be, and the same are hereby urged to use their best efforts to secure the substitution of cotton for jute, either by tariff levy, or otherwise as may seem to them wise and expedient.

And the resolution was adopted.

H. J. R. 36, Whereas the enormous crop of cotton has made the supply far in excess of the demand; and

Whereas the only hope for better prices is an increased demand; and

Whereas some manufacturers of fertilizer have adopted the policy of using sacks made of cotton; and

Whereas it is believed other manufacturers could be induced to adopt this policy;

Therefore, Be it Resolved by the House, the Senate Concurring, That:

1. We commend the steps taken by some manufacturers to increase the demand for cotton.

2. We call upon the Commissioner of Agriculture to use all the influences of his department to induce other manufacturers to use sacks made of cotton, and in so doing to send a copy of this resolution to every such manufacturer approached.

And the resolution was adopted.

H. R. 37. Be it resolved by the House of Representatives that the Clerk of the House of Representatives be and he is hereby directed to certify to the correctness of the expense account of the Members of the House under the Act approved January 28th, 1927, providing for the payment of expenses to members, before the said expense accounts are approved by the Speaker for payment.

And the resolution was adopted.

H. J. R. 38. Resolved that House Bills Nos. 273, 154, and 243 and H. 75 be made Special paramount continuing orders for today immediately following the disposal of pending Special orders as follows: S. B. 74, S. B. 72, S. B. 99.

And the resolution was adopted.

INTRODUCTION OF BILLS.

On a call of Counties Bills were introduced, severally read one time and referred to appropriate Standing Committee as follows:

By Mr. Goodwyn:

H. 285. To amend Sections 88 and 89 of Chapter 9 of the Code.

Capitol and Capitol Grounds.

By Mr. Goodwyn:

H. 286. To amend Section 8061 of the Code of Alabama of 1923.

Judiciary.

By Mr. Goodwyn:

H. 287. To amend Section 8041 of the Code of Alabama and to repeal Section 8043 of the Code of Alabama of 1923.

Judiciary.

By Mr. Cockrell:

H. 288. To amend Section 376 of the Code of Alabama.

Privileges and Elections.

By Mr. Baldwin (With notice and proof):

H. 289. To repeal an Act "To establish in precinct 9 in Covington County, Alabama, an Inferior Court in lieu of all Justices of the Peace and Notaries Public with the powers of a Justice of the Peace in the said precinct, to be known as the Inferior Court of Florala, to define the jurisdiction and powers of said court and judge thereof," approved August 22, 1923.

Local Legislation.

Notice and proof H. 289:

NOTICE

Notice is hereby given that at the coming regular session of the 1927 Legislature of Alabama, a bill will be introduced to repeal an Act entitled an Act "To Establish in Precinct 9 in Covington County, Alabama, an Inferior Court in lieu of all Justices of the Peace and Notaries Public with the powers of a Justice of the Peace in said precinct to be known as the Inferior Court of Florala, to define the jurisdiction and powers of said Court and the Judge thereof." Approved August 22nd, 1923; said repeal to take effect on the passage and approval of said bill.

E. O. Baldwin,

Representative of Covington County, Alabama.

THE STATE OF ALABAMA,

Covington County.

Before me, Annie Ruth Broxson, a Notary Public in and for said County and State, personally appeared Oscar M. Dugger, who, being by me first duly sworn deposes and says: That he is Editor of the Andalusia Star, a newspaper published at Andalusia in Covington County, Alabama; that the hereto attached notice was published once a week for four consecutive weeks

in said paper, having been published in the issues of January 7, 14, 21, and 28, 1927.

Oscar M. Dugger,
Sworn to and subscribed before me this the 5th day of February 1927.
Annie Ruth Broxson,
Notary Public.

By Mr. St. John:

H. 290: To define and regulate rights of Action on certain kinds of Fire Insurance policies made in this State, on property herein, after loss, and to construe in part, such contracts of insurance.

Judiciary.

By Mr. Monk:

H. 291. To prevent the sale of motor fuels and motor oil and car parts and the working on cars on the Sabbath.

Temperance.

By Mr. Ward of Geneva (With notice and proof):

H. 292. To fix the salary of the Deputy Solicitor of Geneva County, Alabama, and provide for the manner of the payment of the same.

Local Legislation.

Notice and proof H. 292:

PROOF OF PUBLICATION

I, Wm. L. Wilkinson, publisher of The Geneva County Reaper, a weekly newspaper published at Geneva, Geneva County, Alabama, do hereby state under oath that the annexed printed clipping is a true copy of the publication in said newspaper, clipped from the original issues of said newspaper and that the words and figures embraced therein appeared in said newspaper for four consecutive weeks on the following dates, to-wit: January 14th, 1927; January 21st, 1927; January 28th, 1927; and February 4th, 1927.

Wm. L. Wilkinson,
Publisher of The Geneva County Reaper.
Sworn to and subscribed before me this 7th day of February, 1927.
(Seal)

W. R. Draughon,
Notary Public.

PUBLIC NOTICE

Notice is hereby given that application will be made to the Legislature of Alabama at the 1927 session thereof, for the passage of the following bill, to wit:

A bill to be entitled An Act To Fix the Salary of the Deputy Solicitor of Geneva County, Ala., and provide for the manner of payment of the same.

Be it enacted by the Legislature of Alabama:

Section 1. That the salary of the Deputy Solicitor for Geneva County, Alabama, be, and the same hereby is, fixed at the sum of Twelve Hundred (\$1,200.00) Dollars per year, payable out of the county treasury in monthly installments of One Hundred (\$100.00) Dollars per month, the payment of such salary to be by warrant of the probate judge drawn on the treasury of the county on the first of each month; provided, however, that in case the amount of the solicitor's fees paid into the county treasury during any one

year shall not equal the sum of Twelve Hundred (\$1,200.00) Dollars the said Deputy Solicitor shall receive for his services only such amount as corresponds with the amount of solicitor's fees paid into the county treasury during that year.

Section 2. That all laws and parts of laws now in conflict with the provisions of this Act are hereby repealed.

Section 3. The provisions of this Act shall take effect immediately upon its approval by the Governor.

By Mr. Tompkins (With notice and proof) :

H. 293: To provide for the working of all male inhabitants of Houston County, Alabama, between the ages of eighteen and forty-five years, on the public roads of said County; to provide for the levy and collection of a per capita road tax upon such persons in lieu of such road service; to be used for the maintenance, upkeep, building and repair of such public roads; to prescribe the manner and means of raising or collecting such tax; to provide for and regulate the working, building, maintenance and upkeep of the public roads of said County; and to provide and fix penalties for the violation of the provisions of this Act.

Local Legislation.

Notice and proof H. 293.

NOTICE

All parties will take notice that the bill hereinafter set out will be introduced at the General Session of the Legislature of 1927, for passage by the Legislature of Alabama.

R. H. Wiley,
I. C. Bates,
Ben Whiddon,
And Others.

A BILL TO BE ENTITLED AN ACT

To provide for the working of all male inhabitants of Houston County, Alabama, between the ages of eighteen and forty-five years, on the public roads of said County; to provide for the levy and collection of a per capita road tax upon such persons in lieu of such road service; to be used for the maintenance, upkeep, building and repair of such public roads; to prescribe the manner and means of raising or collecting such tax; to provide for and regulate the working, building, maintenance and upkeep of the public roads of said County; and to provide and fix penalties for the violation of the provisions of this Act.

Be it enacted by the Legislature of Alabama:

Section 1. That all male inhabitants of Houston County, Alabama, between the ages of eighteen and forty-five years, not exempt from road duty under the general laws of Alabama, shall be required to work upon the public roads of said Houston County, ten full days in each year, or in lieu thereof shall pay the sum of seven and fifty-one-hundredths dollars (\$7.50) on or before the first day of April of each year, and if such sum is not paid by said date an additional fifty cents must be paid, all of which shall accrue to the road fund of the County; provided that such sum so paid shall be used for the building, maintenance, upkeep, and repair of the public roads within the precinct in which such money is paid or accrues, and each precinct in

the County shall receive back for road purposes all monies paid into said road fund by those subject to the payment of said per capita tax within the limits of such precinct where paid, less the expense of collecting said tax and less also, the expense of keeping the records as hereinafter provided for. All persons subject to road duty, not in the County at the beginning of the road year, but who move into the County afterwards, shall be subject to the payment of the road tax as herein provided, or shall work the road as above provided, in their respective precincts, unless before coming into the County they have fully discharged their road duties for the year in which they have moved into said County. All money collected under the foregoing provisions shall be paid to the county depository by collectors appointed by the Board of Revenue, and be credited by said Depository to the road fund of the County, to be used in the precinct of the County where paid, as above provided; "and shall take from said Depository receipts for such amounts so turned over, such receipts to be kept by them for use in making their partial and final settlements as in this Act provided," and it shall be the duty of every persons subject to such road tax to pay the same to the collectors appointed by the Board of Revenue to collect said tax in said County; provided that any person residing within any city or incorporated town of said County, who has paid Street tax or worked in discharge of his street tax, shall be exempt from the payment of the above tax for the year in which he has paid such street tax or performed said street duty. One collector shall be appointed by the Board of Revenue for each beat or precinct in said County. The collectors so appointed shall each make bond in an amount to be fixed and designated by said Board of Revenue. The road year shall begin on the first day of April of each year and end on the 31st day of March of each year after this Act goes into effect.

Section 2. The Probate Judge of the County shall, on or before the fifteenth day of December of each year, prepare or cause to be prepared official road per capita tax receipts, duly counter-signed by him, containing one hundred receipts each, with a stub attached to each receipt, said receipt and stub to contain blanks for writing in the date, the name of the person whom the receipt is issued, and the beat or precinct from which same was issued, and said receipt books shall be furnished by said Probate Judge to said road tax collectors; and he shall require of said collectors receipts for said books, which receipts he shall retain for his use in making partial settlement with said collectors. All of said road tax per capita receipts shall be numbered consecutively. The Probate Judge shall provide and keep a permanent record of all persons subject to road duty, as herein provided, in said County; and the road tax collectors must from time to time make lists of all persons subject to road duty and report same to the Probate Judge who shall enter same upon the record in his office and which record the said Probate Judge shall revise from time to time, showing the names of all persons subject to road duty under the provisions of this Act.

Section 3. It shall be the duty of such collectors in the respective beats or precincts of the County to collect and pay over to the County Depository of said County the per capita road taxes due to their respective beats or precincts. Each collector shall, between the first day of March and the first day of April of each year make an appointment at one stated place in his precinct at which time and place he shall be present to receive and receipt for such road per capita tax; he shall give notice of such appointment by posting notices, written or printed, at not less than four public places in his beat or precinct, not less than ten days before the date on which he will be present for the purpose of collecting said per capita tax.

Section 4. The said collectors shall receipt for said road per capita tax on receipts furnished to them for that purpose by the Probate Judge of said County; they shall make monthly settlements on the first day of each month

with the Board of Revenue for all road per capita tax funds collected by them during the preceding month. The said collectors shall make their final settlement with the said Board of Revenue not later than the fifteenth day of May of each year, at which time they shall make a written report, stating the number of per capita tax receipts they received from the Probate Judge, the number of receipts issued by them in the discharge of their official duties during the current year, the names of those who have paid their road tax to them; and they shall also be required to make any and all other statements and reports relative to their official acts, which they may be directed and required to make by said Board of Revenue. And if such collectors fail to turn in any of said receipts which they do not account for in their report and which were not collected by them and paid to the County Depository, or if they fail in the discharge of any of their duties under this Act they and their bondsmen shall be liable.

Section 5. Any person who issues or uses any road per capita tax receipt not official or not properly countersigned, or any person using or issuing any per capita tax receipt for some years other than the year for which it was intended, or any person issuing a road tax per capita receipt when the amount due for same has not been properly paid shall be guilty of a misdemeanor.

Section 6. Any person who issues or causes to be issued any per capita road tax receipt in payment for or in part payment for work done on the public roads of said County, or for material furnished for said roads, shall be guilty of a misdemeanor.

Section 7. The per capita road tax as herein provided for shall be due on the first day of April of each year and shall be delinquent on the first day of May in each year, provided that each person so subject to said tax may, not later than May the first in each year, may, by paying fifty cents extra or eight and no one-hundredths dollars (\$8.00) and be discharged from said road duty.

Section 8. Any person having failed to pay the per capita road tax as herein provided for or having failed to work the road after warning, as provided by the road laws of Houston County, heretofore passed by the Board of Revenue, or as provided by any local or general law of the County or State shall be proceeded against as road defaulter.

Section 9. It is hereby made the duty of every person, firm or corporation employing more than three men in said County, to furnish on the application of the Board of Revenue or either of them, or any member thereof, the name of every man in their employment, and to specify, if known, the place of residence of every employed man, and upon failing or refusing to do so shall be guilty of a misdemeanor.

Section 10. After the first day of May of each year the road tax collectors shall turn over to the Board of Revenue a list of all persons subject to road duty in their respective beats or precincts who have failed to pay the road tax herein provided for. The said Board of Revenue shall thereupon proceed to have such hands who have failed to pay the road per capita tax, as herein provided for, to work ten full days upon the public roads of their respective beats or precincts, which work may be done under the supervision of road overseers, in the respective beats or precincts, as now provided by law, of the County, or under road foremen or supervisors to be appointed by said Board, for each beat or precinct, or under such rules or regulations as may be promulgated by said Board of Revenue; and such persons so subject to road duty shall be warned out and worked on the public roads in their respective beats or precincts, where such hands live, immediately after the first day of May in each year, or as soon thereafter as may be practicable; provided, however, that in so far as may be practicable such hands must be worked on roads on which they live, and in no case more than three miles

from their place of residence. Such persons shall have two days notice of the time and place to meet on the road by written notice served upon the person, or left at the place of residence of such person so subject to such road duty; and any person or persons so warned who fails or refuses to work the road, without legal cause or excuse, shall be proceeded against as a road defaulter, and such defaulter shall be punished as provided by the local laws of Houston County, or the general laws of the State of Alabama, or by the rules and regulations prescribed or promulgated by the said Board of Revenue. Upon the payment of the road tax or the completion of the ten days work on the road, the said overseer, road foreman or other supervisor, or such other person as may be charged with the duty of working such hands on said roads, shall give the persons so working the roads a statement in writing how said person has complied with the warning, and shall also report the same to the Probate Judge who shall enter the same on the permanent record in his office. It shall be the duty of the overseer, road foreman, supervisor or other person charged with the duty of working such hands on the roads as herein provided, to work such hands ten full days on the public roads as in this section provided. Any collector, overseer, foreman, supervisor, or other person charged with the duties set out and named in this section, who fails or refuses to comply with the provisions of this section, shall be guilty of a misdemeanor, and on conviction shall be fined not less than fifty nor more than one hundred dollars.

Section 11. That each person subject to road duty as provided in this Act, who shall fail to pay the road per capita tax herein provided for and who shall fail or refuse to work on the public roads, after legal warning, without lawful excuse, shall be guilty of a misdemeanor, and upon conviction, shall be punished by a fine of not less than one nor more than three dollars for each day in default.

Section 12. That the road per capita tax funds herein provided for shall be used for the building, maintenance, upkeep and repair of the public roads of said County, and shall be used for such purposes in the beat or precinct where paid, and not elsewhere, less the expense of collecting the same, and less also, the expense of keeping the records of same as in this Act provided, and shall be exclusive of and in addition to all other road funds now available for road purposes in the County, or which may hereafter become available for road purposes in the County. That the said Board of Revenue may appoint such road foremen or supervisors as it may deem necessary and proper to take charge of, manage and superintend the working of the public roads of said County with the funds to accrue under this Act as well as all other funds now or hereafter may become available for road purposes in said County, and the said Board of Revenue may, in their discretion, promulgate such rules and regulations as may be necessary for the working by such foremen or supervisors, all persons subject to road duty who have failed to pay the road per capita tax as herein provided, subject, however, to the provisions of Section 10 of this Act. That said foremen or supervisors shall be required to give bond, conditioned on the faithful performance of their duties as such foremen or supervisors in such sum as the Board of Revenue may deem expedient and proper.

Section 13. That the road foremen or supervisors as provided for in Section 11 of this act, shall keep an accurate account of and on or before the fifth day of each month render to the Probate Judge an itemized statement of all monies which they have contracted or agreed to pay for labor or material in the construction, maintenance, upkeep, or repair of the roads in the several beats or precincts of the County, and such claims or accounts shall be considered by the said Board of the same, or warrants to be drawn against the County out of such road per capita tax funds, or out of any other funds now available or hereafter to become available for road purposes in

addition to such road tax funds, and such accounts or claims shall be filed away in the Probate Office in the manner as now provided by law, for other claims and accounts..

Section 14. That the Board of Revenue shall not pay over five per cent to the tax collectors herein provided for the collection of said per capita tax, and the Probate Judge shall receive not more than 2 1-2 per cent on the amounts so collected for any road tax year for keeping the records of the per capita road tax herein provided for.

Section 15. That if any section, clause, provision or portion of this Act shall be held invalid or unconstitutional by any Court of competent jurisdiction, such holding shall not affect any other section, clause, provision or portion of this Act which is not in and of itself unconstitutional.

Section 16. That this Act shall go into effect immediately upon its passage and approval.

Section 17. That all laws and parts of laws, in conflict with the provisions of this Act be, and the same are hereby expressly repealed.

PUBLISHERS AFFIDAVIT

STATE OF ALABAMA,

Houston County.

Personally appeared before the undersigned, a Notary Public in and for said county and state Julian Hall, Editor of The Dothan Eagle, a newspaper published at Dothan, in Houston county, Alabama, who deposes and says on oath that a copy of the attached notice and bill was published once a week for 4 consecutive weeks on the following dates: Jan. 15, 22, 29, Feb. 5, 1927, in The Dothan Eagle, without cost to the State,

Julian Hall,
Editor The Dothan Eagle.

Sworn to and subscribed before me this the 7 day of February, 1927.
Maude Baughmer,
Notary Public.

By Mr. Simpson:

H. 294. To regulate all litigation concerning state departments, bureaus, boards, commissions, and officers thereof, where the state is a party in interest.

Judiciary.

By Mr. Simpson:

H. 295. To regulate the practice and proceedure in and before the Tenth Division of the Circuit Courts which now have or may hereafter have ten or more divisions of such Circuit Courts; to confer jurisdiction upon the Tenth Division of such Circuit Courts of and over cases appealed from recorders Courts or other municipal courts corresponding thereto; to authorize and empower the Judge of the Tenth Division of such Circuit Courts to make and prescribe rules and regulations for the docketing and setting for trial, hearing, handling, orders, or other disposition of such appealed cases in such Circuit Courts; and to authorize and empower the Judge of the Tenth Division of such Circuit Courts to order and direct the setting and docketing of cases for trial, hearing, handling, orders or other disposition in and before the Tenth Division of such circuit courts.

Judiciary.

By Mr. Reeder (With notice and proof) :

H. 296. To fix and regulate the fees of witnesses in criminal cases and in the county court and circuit court of Lauderdale County, Alabama, and before the grand jury of said county, and to provide for the payment thereof and to provide for the collection of witness fees from defendant convicted and for the disposition of the same.

Local Legislation.

Notice and proof H. 296 :

NOTICE OF PROPOSED LOCAL LEGISLATION

Notice is hereby given that application will be made to the Legislature of the State of Alabama to enact into law at the session of the Legislature commencing on the 11th day of January, 1927, the following bill, which will be introduced for enactment at the said session of said Legislature:

To fix and regulate the fees of witnesses in criminal cases and in the county court and circuit court of Lauderdale County, Alabama, and before the grand jury of said county, and to provide for the payment thereof and to provide for the collection of witness fees from defendant convicted and for the disposition of the same.

Be it enacted by the Legislature of Alabama:

Section 1. That witnesses in criminal cases in the county court, except in preliminary hearings, and in the circuit court of Lauderdale County, Alabama, and before the grand jury of said county, are entitled to one dollar per day and five cents per mile to and from their residence by the route usually traveled.

Section II. The fees of such witnesses subpoenaed on the part of the State to appear at the county court, except in preliminary hearings, or the circuit court or before the grand jury of said county, shall be a preferred claim against the Fine and Forfeiture Fund of said county, and provided that if said fund is exhausted at the time of the presentment of certificates for said fees, then such fees shall be paid out of the General Fund of the county.

Section III. That all witness fees collected by the clerk of the court shall be paid by him into the General Fund of the county treasury, and provided further that the fees of witnesses shall be collected by said Clerk, as now fixed and provided by law, the true intent and purpose of this Act being to pay the State witnesses cash for their attendance at the court, and to collect the fees as now fixed by law, for the benefit of the county treasury.

Section IV. This act shall take effect immediately upon its approval by the Governor.

H. L. REEDER, Representative.

AFFIDAVIT OF PUBLICATION

STATE OF ALABAMA,

Lauderdale County.

I, W. P. Williams, hereby make oath that I am Secretary-Manager of The Florence Times-News a newspaper printed and published daily in the City of Florence, Ala., and that the hereto attached clipping is a true copy of a publication made by said newspaper in the matter of Notice of Local Legislation, and that said publication appeared in the issues of The Florence Times-News dated Jan. 17, 24, 31, and Feb. 7, 1927.

(Signed) W. P. Williams,

Subscribed and sworn to before me, this 7th day of February, 1927.

(Seal)

Lee Mansell,
Notary Public.

By Mr. Reeder (By request) :

H. 297. To regulate the practice of barbering in the State of Alabama.

Public Health.

By Mr. Allen :

H. 298. To provide for the inspection of dairy farms and milk plants, and for the grading of the milk and cream output of such establishments.

Agriculture.

By Mr. Rogers of Mobile (By request) :

H. 299. To repeal an act entitled "An Act to regulate the practice of the Thirteenth Judicial Circuit in Mobile County."

Local Legislation.

By Mr. Rogers of Mobile :

H. 300. To amend Section 7770 of the Code of Alabama of 1923 :

Judiciary.

By Mr. Burleson (With notice and proof) :

H. 301. To repeal an Act to abrogate to and abolish the jurisdiction of Justices of the Peace and Notaries public with powers of Justices of the Peace in Morgan County, Alabama; of all criminal causes except as committing magistrates in felony cases.

Local Legislation.

Notice and proof H. 301.

Notice is hereby given that the undersigned will introduce the following bill at the regular session of the legislature of the State of Alabama which convenes on January 11th, 1927.

A BILL

To be entitled an act to repeal an act to abrogate to and abolish the jurisdiction of Justices of the Peace and notaries public with powers of Justices of the Peace in Morgan County, Alabama; of all criminal causes except as committing magistrates in felony cases.

Be it enacted by the legislature of Alabama :

Section 1. That the certain act of the Legislature of Alabama entitled, "An Act to abrogate to and abolish the jurisdiction of Justices of the Peace and notaries of public with powers of Justices of the Peace and notaries of public with powers of Justice of the Peace in Morgan County, Alabama; of all criminal causes, except as committing magistrates in felony cases," approved September 26, 1919, be and the same is hereby repealed.

Section 2. Be it further enacted that this repealing act shall go into effect immediately upon its approval by the Governor.

F. E. Burleson.

PUBLISHERS AFFIDAVIT

STATE OF ALABAMA,

Morgan County.

Before me, the undersigned authority, personally appeared C. R. Walker, who being first duly sworn, deposes and says:

That he is the editor and publisher of the Hartselle Enterprise, a weekly newspaper published at Hartselle, in Morgan County, Alabama, and of general circulation in said county; that the attached notice was published four consecutive times in said Hartselle Enterprise, beginning with the issue of January 13, 1927.

Subscribed and sworn to before me, this 3 day of February, 1927.

C. R. Walker,

Jas. E. Peck,
Notary Public.

By Mr. Burleson (With notice and proof) :

H. 302. To further provide for the construction and maintenance of public roads and bridges for Morgan County, Alabama. By fixing the age limits of those subject to road duty as twenty-one to fifty both inclusive; by providing regulations and penalties to carry the provisions of this act into effect; by prescribing the methods of warning road hands and method of receipting those who pay in lieu of working; by providing for overseers and fixing their duties and powers; by making it the duty of the respective members of the Board of Revenue jointly with their duly authorized overseers to prosecute all violators of road laws in Morgan County.

Local Legislation.

Notice and proof H. B. 302.

NOTICE OF PROPOSED LOCAL LEGISLATION

Notice is hereby given that at the session of the Legislature of Alabama to convene on January 11th, 1927, application will be made for the passage of a local bill applicable to Morgan County, Alabama. The substance of the proposed local bill shall be:

To further provide for the construction, repair and maintenance of the public roads and bridges for said Morgan County: to provide and require all male inhabitants of Morgan County, between the ages of twenty-one and fifty years, both inclusive, not exempt by the general laws of the state of Alabama, to work the public roads of said county for eight days, of nine hours each, in each calendar year; to require each member of the Board of Revenue of said County to divide the public road of their respective districts into sections, and to appoint overseers, and apportion hands for each section; to prescribe and fix the duties of the members of the Board of Revenue, and of the overseers appointed by them, pertaining to the working of said roads; to provide for the warning of hands apportioned to said roads, and the working thereof by the respective overseers; to make it a misdemeanor for any overseer or any person liable to road duty to fail to discharge the duty or perform the work required of them under this act, and to provide for prosecution for such violations; to give Inferior Courts and Justice of the Peace Courts jurisdiction of all violations under this act, and provide for prosecution therefor in said courts; to authorize the Board of Revenue of said County to make and enforce any and all rules and regulations not contrary to the provisions of this act, which in their direction will better provide for the working and maintenance of said roads: to provide that all persons subject to road duty under this act may be exempt therefrom by paying the sum of five dollars each calendar year, and to provide for the manner of payment of the same.

F. E. Burleson.

PUBLISHER'S AFFIDAVIT

STATE OF ALABAMA,

Morgan County.

Before me, the undersigned authority, personally appeared C. R. Walker, who being first duly sworn, deposes and says:

That he is the editor and publisher of the Hartselle Enterprise, a weekly newspaper published at Hartselle, in Morgan County, Alabama, and of general circulation in said county; that the attached notice was published four consecutive times in said Hartselle Enterprise, beginning with the issue of January 13, 1927.

Subscribed and sworn to before me, this 3 day of February, 1927.

C. R. Walker,

Jas. E. Peck,

Notary Public.

By Mr. Shepherd:

H. 303. To repeal an act entitled an act to provide for a clerk to the Tax Assessor in Counties having more than 37000, population and less than 37400 population, according to the 1910 Federal census, to prescribe the duties of such clerks and provide for their appointment and compensation.

Local Legislation.

By Mr. Lovelace:

H. 304. To prohibit the possession, transportation or sale of seedlings, saplings or trees removed without the consent of the owner of the land upon which grown.

Forestry and Conservation.

By Mr. Morrow:

H. 305. To authorize and empower any political party hereafter holding a primary election under the primary election laws of Alabama for the nomination of its candidate for Circuit Judge to sit as of course in that branch or division of the Circuit Court which is now held or may hereafter be held at a place other than at the county site for the trial of cases arising within a designated portion of such county in circuits composed of only one county for which more than three judges are provided, to nominate its candidate for judge to sit as of course in such branch or division of such court exclusively by the vote of the qualified electors participating in such primary within such designated portion of such county where the cases arising therein are tried in such branch or division of such court.

Local Legislation.

RESOLUTIONS.

The following Resolutions were introduced:

By Mr. Ware:

H. 39. Be it resolved by the House of Representatives, That House Bill No. 115 To amend Section 952, Code of Alabama 1923, be made a special order for the 15th Legislative day.

And the Resolution was referred to the Standing Committee on Rules.

By Mr. Powell:

H. R. 40. Resolved by the House of Representatives of Alabama, that the Conference Committee of the House be and they are hereby instructed to recede from the House amendments to Senate bills No. 16 and No. 100, known as the Convict bills and approve the bills as passed by the Senate.

And the Resolution was referred to the Standing Committee on Rules.

By Mr. Fite:

H. J. R. 41. Resolved by the House, the Senate concurring, that when the two Houses adjourn today, they adjourn to reconvene on Thursday, the 10th day of February, 1927, at eleven o'clock a. m.

And the Rules were suspended and the Resolution was adopted.

By Mr. Hollis:

H. R. 42. Resolved, That House Bill No. 220 be made a special, paramount continuing order of business on the 15th Legislative Day, immediately after the call of counties for the introduction of bills.

And the Resolution was referred to the Standing Committee on Rules.

BILLS ON SECOND READING.

Mr. Morrow, Chairman of the Standing committee on Local Legislation, reported that said Committee in session had acted on the following bill and ordered same returned to the House with a favorable report:

S. 129. To fix the salary of the Deputy Solicitor of Baldwin County, Alabama.

Mr. Hawkins, Chairman of standing Committee on Municipal Organization, reported that said Committee in session had acted on the following bills and ordered same returned to the House with a favorable report:

S. 80. To amend Section 2051 of the Code of Alabama of 1923.

S. 141. To regulate further the financing of public improvements, to permit the reduction or abatement of assessments therefor in certain cases, to provide for the refunding of bonds issued therefor and to validate proceedings heretofore taken relating thereto in cities having a population of as many as twenty-five thousand and less than fifty thousand people according to the last federal census or any such census which may hereafter be taken.

S. 132. To provide for the building of a court house and jail for Jefferson County, Alabama, in the City of Birmingham, and to establish for the consummation of that purpose a Court House Commission: and to authorize said Commission to build a court house and jail for said County, to sell and convey certain court house properties now owned by the County, to acquire, if deemed necessary, a site for said constructions, or either of them; to designate the funds from which the cost and expense of said construction shall be paid; and to prescribe the powers and duties of the said commission and the powers and duties of the Board of Revenue and Treasurer of said Count, incident to the construction of said court house and jail.

H. 266. To prohibit the Probate Judges of this State from receiving for record any map or plat on which lands lying within the corporate limits or police jurisdiction of any city having a population of more than one hundred thousand inhabitants according to the last or any succeeding Federal census or mapped or platted as streets, alleys or other public ways unless such map or plat has noted thereon the approval of the City Engineer of such city.

H. 269. To authorize counties and municipalities to remit certain taxes for the purpose of encouraging the building, extending and operating of factories for the spinning of thread and yarns, and the knitting and weaving of cloth and other fabrics of cotton and wool in this State, and plants for the purpose of building ships and factories for the manufacture of bags, wood pulp products, wooden cabinets and farm implements, or any other manufactured products.

Mr. Carter, Chairman of the Standing Committee on Military, reported that said Committee in session had acted on the following bill and ordered same returned to the House with a favorable report:

S. 105. To authorize leaves of absence of employees of the State on full pay, who are members of the American Legion, and members of the American Legion Auxiliary, for the purpose of attending the National Legion Convention in Paris.

The above and foregoing Bills were severally read a second time and placed on the Calendar.

BILL REPORTED ADVERSELY

Mr. Sanders of Conecuh, Chairman of the Standing Committee on Public Buildings and Institutions, reported that said Committee in Session, had acted on the following bill and ordered same returned to the House with an adverse report:

H. 218. To create the Alabama Memorial Building Commission, to prescribe its powers and duties and to make an appropriation in aid thereof.

MESSAGE FROM THE SENATE

Mr. Speaker:

The Senate has non-concurred in the House Amendments to the following Senate Bills:

S. 16. To further regulate the working of convicts in Alabama, and provide penalties for violations of such regulations.

Also:

S. 100. To further regulate the custody, care, maintenance and use of the county convicts by the several counties of the State and by the State through its State Board of Administration, and to repeal all laws and parts of laws in conflict herewith.

And requests a Committee of Conference.

And the President of the Senate has appointed as Conferees on the part of the Senate, Messrs. Teasley, Bonner and Nolen.

And returns said bills herewith to the House.

J. E. Speight,
Secretary.

SENATE MESSAGE.

On motion of Mr. Tunstall the House acceded to the request of the Senate for a Committee of Conference on the disagreement of the two Houses on the House amendments to the Bills, S. 16 and S. 100.

And the Speaker of the House named as Conferees on the part of the House: Messrs. Tunstall, Merrill and Lovelace.

REPORT OF STANDING COMMITTEE ON ENROLLED BILLS

Mr. Speaker:

Your Standing Committee on Enrolled Bills reports that it has examined the following House Bill:

H. 23. Amending Section 3858 of the Code of Alabama as approved August 17th, 1923.

Also:

H. 71. To repeal an Act entitled An Act to regulate the issue of garnishments by justices of the peace, and notaries public, with same jurisdiction and powers of a justice of the peace and proceedings therein when a demand owing for, or on account of personal services rendered, or to be rendered, by the defendant is sought to be subjected by process of garnishment in the counties of Colbert and Franklin, approved February 21, 1893, in so far as the same relates to or affects Colbert County.

Also:

H. 172. To authorize and empower any State Institution including schools, colleges, and other educational institutions, to dispose of and convey any contingent interest which such institution or institutions may have in any property, whether the same be derived through a will or otherwise, and to authorize such institution to execute the necessary conveyance, or conveyances for such purpose.

Also:

H. 186. To fix the salary of the deputy solicitor of Washington County, Alabama.

Also:

H. 53. To provide for the appointment of a stenographer by each Solicitor of each judicial circuit in the State, now or hereafter created composed of one County having more than two Circuit Judges and less than nine Circuit Judges, to fix the term of office of said stenographer, to prescribe the duties of said stenographer and to fix the compensation of said stenographer.

And find same correctly enrolled.

R. B. Harwood,
Chairman.

SIGNING OF BILLS

The Speaker of the House in the presence of the House, immediately after the titles had been publicly read by the Clerk, the reading at length having been dispensed with by a two-thirds vote of a quorum present, signed the Bills, the titles to which are set out in the above and foregoing report of the Standing Committee on Enrolled Bills.

MESSAGE FROM THE SENATE

Mr. Speaker:

The President of the Senate having signed the following Senate Bills, your signature thereto is requested:

S. 87. To alter or re-arrange the boundary line of the Town of Tarrant City, Jefferson County, Alabama, so as to include within said Town of Tarrant City certain additional territory described herein.

S. 101. To provide for the appointment of deputy registers and deputy clerks for circuit courts in all judicial circuits in the State having more than two and less than five circuit judges; to prescribe the duties and fix the compensation and salary of such deputies.

S. 4. To provide for the election of a County Superintendent of Education for Cullman and Winston Counties, Alabama, by the

qualified electors thereof; and to prescribe the duties and fix the term and compensation of such officers.

S. 88. To alter or re-arrange the boundary line of the Town of Inglenook, Jefferson County, Alabama, so as to exclude from the said Town of Inglenook certain territory described herein and now included within the corporate limits of said Town of Inglenook.

J. E. Speight,
Secretary.

SIGNING OF SENATE BILLS

The Speaker of the House in the presence of the House, immediately after the titles had been publicly read by the Clerk, the reading at length having been dispensed with by a two-thirds vote of a quorum present, signed the Bills, the titles to which are set out in the above and foregoing Message from the Senate.

SPECIAL ORDER

The House proceeded to the consideration of the Special Order which was the Bill S. 74.

And said Bill:

S. 74. To create a commission to be known as the Alabama Muscle Shoals Commission, to provide its apointment, to define its duties and powers and to make an appropriation for its expenses.

Was read a third time at length and passed.

Yeas, 95; Nays, 0.

Yeas:

Messrs:

Mr. Speaker

Adcock

Allen

Anderson

Baldwin

Bartlett

Beebe

Bryant

Burleson

Burns

Byars

Cannon

Carter

Christian

Cockrell

Cook

Darden

Deloney

Denson

Desear

Edmundson

Edwards

Fite

Frey

Golson

Goode

Grove

Gullatt

Hampton

Harwood

Hawkins

Hightower

Hollis

Howard

Howell

Hubbard

Hughes

Jeter

Johnson

Jones (Bullock)

Jones (Cleburne)

Jordan (Etowah)

Jordan (Washington)

Kirkpatrick

Langdon

Lawler

Lee

Lovelace

Luck

McAdory

Martin

Merrill

Miller (Marengo)

Miller (Sumter)

Molette

Monk

Morrow

Moxley

Mullen

Nipper

Norman

Owens

Parish

Patterson

Pegues

Pitts

Poole

Quillin

Reeder

Ringer

Rivers

Rogers (Elmore)

Rogers (Mobile)

St. John

Sanders (Conecuh)

Sanders (Pike)

Shepherd	Stephens	Tunstall	Ward (Tuscaloosa)
Shivers	Stewart (Bibb)	Vickers	Ware
Simpson	Stewart (Calhoun)	Waddell	Weldon
Smith	Thompson	Wallace	Winn
Starnes	Tompkins	Ward (Geneva)	

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SPECIAL ORDER

The House proceeded to the consideration of the Special Order which was the Bill, S. 72.

And said Bill:

S. 72. For the protection of persons furnishing materials, food-stuffs, supplies, and labor for the construction of public works and for other purposes.

Was read a third time at length and passed.

Yeas, 87; Nays, 0.

Yeas:

Messrs:			
Mr. Speaker	Frey	McAdory	St. John
Adcock	Golson	Merrill	Sanders (Conecuh)
Allen	Goode	Miller (Marengo)	Sanders (Pike)
Anderson	Grove	Miller (Sumter)	Shepherd
Baldwin	Harwood	Molette	Simpson
Bartlett	Hawkins	Monk	Smith
Beebe	Hightower	Morrow	Starnes
Brunson	Hollis	Moxley	Stephens
Bryant	Howard	Mullen	Stewart (Calhoun)
Burleson	Howell	Nipper	Thompson
Burns	Hubbard	Norman	Tompkins
Byars	Hughes	Owens	Tunstall
Cannon	Jeter	Parish	Vickers
Carter	Johnson	Patterson	Waddell
Christian	Jones (Bullock)	Pegues	Wallace
Cockrell	Jones (Cleburne)	Pitts	Ward (Geneva)
Cook	Jordan (Etowah)	Powell	Ward (Tuscaloosa)
Darden	Jordan (Washington)	Reeder	Ware
Desear	Kirkpatrick	Ringer	Webb
Edmundson	Langdon	Rivers	Weldon
Edwards	Lee	Rogers (Elmore)	Winn
Fite	Lovelace	Rogers (Mobile)	

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SPECIAL ORDER

The House proceeded to the consideration of the Special Order which was the Bill S. 99.

And the Bill:

S. 99. To amend Section 1053 of the Code of Alabama 1923.

Was read a third time at length and passed.

Yeas, 57; Nays, 26.

Yeas:

Messrs:

Allen	Harwood	McAdory	Reeder
Baldwin	Hawkins	Martin	Rivers
Bartlett	Hightower	Merrill	Shepherd
Burns	Howell	Miller (Marengo)	Simpson
Carter	Hubbard	Miller (Sumter)	Starnes
Darden	Hughes	Molette	Stewart (Calhoun)
Edmundson	Jones (Bullock)	Morrow	Thompson
Edwards	Jones (Cleburne)	Moxley	Tompkins
Fite	Jordan (Etowah)	Mullen	Tunstall
Frey	Kirkpatrick	Nipper	Vickers
Golson	Lawler	Owens	Waddell
Goode	Lee	Parish	Ward (Geneva)
Grove	Lovelace	Patterson	Ward (Tuscaloosa)
Guy	Luck	Pitts	Winn
Hampton			

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Nays:

Messrs:

Adcock	Gullatt	Norman	Stephens
Anderson	Hollis	Pegues	Stewart (Bibb)
Bryant	Howard	Ringer	Wallace
Cannon	Jeter	Sanders (Conecuh)	Ware
Christian	Johnson	Sanders (Pike)	Webb
Cockrell	Jordan (Washington)	Smith	Weldon
Cook	Monk		

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SPECIAL ORDER

The House proceeded to the consideration of the Special Order which was the Bill, H. 273 and said Bill:

H. 273. To provide for the codification, revision, digesting and promulgation of the public statutes of Alabama which pertain to agriculture and industries, and related subjects, which are administered by, or relate to the duties of the Commissioner of Agriculture and Industries, the Department of Agriculture and Industries or the State Board of Agriculture.

Was read a third time at length and passed.

Yeas, 71; Nays, 15.

Yeas:

Messrs:

Adcock	Darden	Hawkins	Lee
Allen	Desear	Hollis	Luck
Anderson	Edmundson	Howard	McAdory
Bartlett	Edwards	Hubbard	Martin
Beebe	Fite	Jeter	Merrill
Bryant	Frey	Johnson	Miller (Marengo)
Burleson	Goode	Jordan (Etowah)	Miller (Sumter)
Burns	Grove	Jordan (Washington)	Molette
Byars	Gullatt	Kirkpatrick	Monk
Cannon	Guy	Langdon	Morrow
Carter	Hampton	Lawler	Mullen

Nipper	Reeder	Shepherd	Vickers
Owens	Ringer	Smith	Waddell
Parish	Rivers	Starnes	Wallace
Patterson	Rogers (Elmore)	Stewart (Calhoun)	Ward (Geneva)
Pegues	Rogers (Mobile)	Thompson	Ward (Tuscaloosa)
Pitts	St. John	Tompkins	Webb
Powell	Sanderson	Tunstall	

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*Nays:**Messrs:*

Christian	Harwood	Norman	Stewart (Bibb)
Cockrell	Hightower	Sanders (Pike)	Ware
Cook	Jones (Cleburne)	Simpson	Winn
Golson	Morrow	Stephens	

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On motion of Mr. Goode, the Bill, H. 273 was ordered sent forthwith to the Senate without Engrossment.

SPECIAL ORDER

The House proceeded to the consideration of the Special Order which was the Bill:

H. 154. To provide and submit to the qualified electors of the State of Alabama at an election to be held at the next general election at which this amendment is proposed, an amendment to the Constitution of the State of Alabama, whereby each municipal corporation in the State of Alabama may levy and collect a rate of taxation on the property situated therein not exceeding in the total in any one year one per centum of the value of such property, as assessed, as provided by the Constitution and statutes now or hereafter enacted pursuant to the Constitution; provided, this amendment shall not reduce the rate of taxation which any municipal corporation in the State of Alabama may levy and collect under the Constitution as previously amended.

And on motion of Mr. Jeter, the further consideration of the Bill H. 154 was postponed until the Fifteenth Legislative Day and said Bill H. 154 was made a paramount, continuing, special order for the Fifteenth Legislative Day immediately after the report of the Committee on Revision of the Journal.

SPECIAL ORDER

The House proceeded to the consideration of the Special Order which was the Bill, H. 243.

And said Bill:

H. 243. To create the 22nd Judicial Circuit of Alabama; to provide for the appointment and election of a judge and solicitor therefor; and to fix their salaries.

Was read a third time at length and passed.

Yeas, 54; Nays, 30.

Yeas:

Messrs:

Mr. Speaker	Guy	Merrill	Ringer
Allen	Hampton	Miller (Marengo)	St. John
Bartlett	Harwood	Miller (Sumter)	Sanderson
Beebe	Hightower	Molette	Shepherd
Burns	Howard	Morrow	Smith
Byars	Hubbard	Mullen	Starnes
Carter	Hughes	Nipper	Stewart (Calhoun)
Darden	Jeter	Owens	Tunstall
Denson	Johnson	Parish	Vickers
Frey	Langdon	Pegues	Wallace
Goode	Lawler	Poole	Ward (Geneva)
Goodwyn	Lee	Powell	Ward (Tuscaloosa)
Grove	McAdory	Reeder	Webb
Gullatt	Martin		

—54

Nays:

Messrs:

Adcock	Edwards	Norran	Simpson
Anderson	Fite	Pitts	Stephens
Bryant	Golson	Rivers	Stewart (Bibb)
Cannon	Hollis	Rogers (Elmore)	Waddell
Christian	Jordan (Washington)	Rogers (Mobile)	Ware
Cockrell	Lovelace	Sanders (Conecuh)	Weldon
Cook	Monk	Sanders (Pike)	Winn
Desear	Moxley		

—30

RECOMMENDATION

Mr. Hampton moved to reconsider the vote by which the Bill H. 243 was passed, and then moved to table the motion to reconsider and the motion to table prevailed.

On motion of Mr. Hampton the Bill H. 243 was ordered sent forthwith to the Senate without engrossment.

SPECIAL ORDER

The House proceeded to the consideration of the Special Order which was the Bill H. 75.

And said Bill:

H. 75. To provide for the restoration of the names of Confederate veterans, or their widows, where same have been dropped on account of absence from the State for more than a year, on the pension rolls of the State, where such veteran or widow is a bona fide resident of this State and is not now drawing a pension from any other State.

Was read a third time at length and passed.

Yeas, 85; Nays, 0.

Yeas:

Messrs:

Mr. Speaker	Fite	Lovelace	Sanders (Pike)
Adcock	Frey	Luck	Sanderson
Allen	Golson	Merrill	Shepherd
Anderson	Goode	Miller (Marengo)	Simpson
Ashcraft	Grove	Miller (Sumter)	Smith
Baldwin	Gullatt	Molette	Starnes
Bartlett	Guy	Monk	Stephens
Beebe	Hampton	Morrow	Stewart (Bibb)
Brunson	Harwood	Mullen	Stewart (Calhoun)
Bryant	Hightower	Nipper	Thompson
Burleson	Hollis	Owens	Tompkins
Burns	Howell	Parish	Tunstall
Cannon	Hubbard	Pegues	Vickers
Carter	Hughes	Pitts	Waddell
Cockrell	Johnson	Powell	Wallace
Cook	Jones (Bullock)	Reeder	Ward (Geneva)
Darden	Jones (Clebune)	Ringer	Ward (Tuscaloosa)
Deloney	Kirkpatrick	Rivers	Ware
Denson	Langdon	Rogers (Elmore)	Webb
Desear	Lawler	St. John	Weldon
Edmundson	Lee	Sanders (Conecuh)	Winn
Edwards			

—85

On motion of Mr. Darden the Bill H. 75 was ordered sent forthwith to the Senate without Engrossment.

BILLS ON THIRD READING

H. 47. To amend Section 1545 and 1547 of the Code of Alabama of 1923.

Was read a third time at length and passed.

Yeas, 77; Nays, 1.

Yeas:

Messrs:

Mr. Speaker	Frey	Lawler	Rivers
Adcock	Golson	Lee	Rogers (Elmore)
Allen	Goode	Lovelace	Rogers (Mobile)
Anderson	Grove	McAdory	St. John
Ashcraft	Gullatt	Martin	Sanderson
Baldwin	Hampton	Merrill	Shepherd
Bartlett	Harwood	Miller (Marengo)	Simpson
Beebe	Hawkins	Miller (Sumter)	Smith
Bryant	Hightower	Molette	Starnes
Burleson	Hollis	Monk	Stephens
Burns	Howard	Morrow	Stewart (Bibb)
Byars	Hubbard	Mullen	Stewart (Calhoun)
Christian	Hughes	Nipper	Thompson
Cockrell	Johnson	Owens	Tompkins
Cook	Jones (Bullock)	Parish	Vickers
Darden	Jordan (Etowah)	Pegues	Ward (Tuscaloosa)
Deloney	Jordan (Washington)	Pitts	Ware
Desear	Kirkpatrick	Reeder	Webb
Edmundson	Langdon	Ringer	Winn
Edwards			

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Nays—Mr. Cannon—1.

And on motion of Mr. Simpson the Bill H. 47 was ordered sent forthwith to the Senate without Engrossment.

MESSAGE FROM THE SENATE

Mr. Speaker:

The Senate has concurred in the House Amendments to the following Senate Bills:

S. 55 To provide for the appointment of an additional assistant solicitor to be known as the second assistant solicitor for each judicial circuit in the State now or hereafter composed of one County having more than two Circuit Judges and less than nine Circuit Judges; to fix the term of said office; to prescribe the duties and authority of said additional assistant solicitor to be known as the second assistant solicitor and to fix his compensation.

S. 49. To further prescribe the duties and fix the salary of the Court Reporter of the Sixth Judicial Circuit of Alabama, and to provide for the payment of same.

S. 29. To define who are agents of insurance companies; to provide for the licensing, supervision and regulation of such insurance agents; and to provide penalties for violation of laws and regulations governing insurance agents.

And returns same herewith to the House.

J. E. Speight,
Secretary.

MESSAGE FROM THE SENATE.

Mr. Speaker:

The Senate has originated and passed the following Bills and ordered same sent forthwith to the House without engrossment: By Mr. Jackson (with notice and proof):

S. 119. For the relief of John B. Laseter, of Barbour County, Alabama.

With notice and proof thereto attached and herewith exhibited as follows:

NOTICE

Is hereby given that a bill will be introduced in the legislature of Alabama for the relief by the Board of Revenue of Barbour County of John B. Laseter, formerly sheriff of Barbour County, for the reimbursement by said Board of said officials of certain monies paid by them into the treasury of the said county, occasioned by an omission in properly itemizing and listing certain fine and forfeiture fund script, and by reason of said omission he was required to pay to the said county the amount of the said script, which, if it had been properly listed and itemized he would have received credit therefor.

John B. Laseter.

STATE OF ALABAMA,

Barbour County.

Before me, Huey R. Lee, Judge of Probate in and for said State and County, personally appeared W. L. Gammell, who, being first duly sworn, deposes and says: that he is the Editor and Publisher of the Clayton Record, a newspaper, published at Clayton, Barbour County, Alabama, that the attached published notice of the intention to introduce a bill in the Legislature of Alabama for the relief of John B. Laseter, formerly Sheriff of Barbour County, was published in the said Clayton Record, once a week, for four consecutive weeks, viz: Dec. 24, 31, 1926, Jan. 7, 14, 1927.

W. L. Gammell,
Editor and Publisher of Clayton
Record, Clayton, Alabama.

Sworn to and subscribed before me this the 25th, day of January, A. D., 1927.

(Seal) Huey R. Lee,
Judge of Probate Barbour County, Alabama.

Also:

By Mr. Fite:

S. 110. To amend Sections 1754, 1757, 1760, 1894, 2341, and 2364 of the Code of Alabama.

Also:

By Mr. Fite:

S. 53. To extend the term of all elective officers of all municipalities in the State of Alabama, governed by the aldermanic form of government.

Also:

By Mr. Stokes:

S. 117. To amend Section 4773 of the Code of Alabama of 1923.

Also:

By Mr. Walker:

S. 149. To authorize counties and municipalities to remit certain taxes for the purpose of encouraging the building, extending and operation of factories for the spinning of thread and yarns, and the knitting and weaving of cloth and other fabrics of cotton and wool in this State, and plants for the purpose of building ships and factories for the manufacture of bags, wood pulp products, wooden cabinets and farm implements, or any other manufactured products.

Also:

By Mr. Fite:

S. 125. To authorize and empower any political party hereafter holding a primary election under the primary election laws of Alabama for the nomination of its candidate for circuit judge to sit as of course in that branch or division of the circuit court which is now held or may hereafter be held at a place other than at the county site for the trial of cases arising within a designated portion of such county in circuits composed of only one

county for which more than three judges are provided, to nominate its candidate for judge to sit as of course in such branch or division of such court exclusively by the vote of the qualified electors participating in such primary within such designated portion of such county where the cases arising therein are tried in such branch or division of such court.

J. E. Speight,
Secretary.

SENATE MESSAGE

The Senate Bills, the titles to which are set out in the above and foregoing Message from the Senate were severally read one time and referred to appropriate Standing Committees as follows:

Local Legislation, S. 119; S. 125.

Municipal Organization: S. 110; S. 53; S. 149.

Temperance, S. 117.

CERTIFICATE OF CLERK

To the House of Representatives:

I hereby certify that the bills and H. J. R. hereinafter mentioned were delivered to the Executive Department on the dates and hours named, and that I hold the receipt of the Executive Department for same.

Delivered to Governor February 8, 1927, at 2:45 P. M.

H. 23.

H. 71.

H. 172.

H. 186.

H. 53.

J. H. Stewart,
Clerk.

ADJOURNMENT

On motion of Mr. St. John, the House, under a Joint Resolution heretofore adopted adjourned until Thursday, February 10th, 1927, at 11 o'clock, A. M.

FIFTEENTH DAY

House of Representatives.
Montgomery, Ala.
Thursday, February 10th, 1927.

The House met pursuant to adjournment.

PRAYER.

The session was opened with prayer by Rev. Mr. Rivers of the House.

ROLL CALL.

On a call of the roll of the House the following members answered to their names:

Messrs:			
Mr. Speaker	Goode	Luck	Rogers (Elmore)
Adcock	Goodwyn	McAdory	Rogers (Mobile)
Allen	Graves	Martin	St. John
Anderson	Grove	Matthews	Sanders (Conecuh)
Ashcraft	Gullatt	Merrill	Sanders (Pike)
Baldwin	Guy	Miller (Marengo)	Sanderson
Bartlett	Hampton	Miller (Sumter)	Shepherd
Beebe	Harwood	Molette	Shivers
Brunson	Hawkins	Monk	Simpson
Bryant	Hightower	Morrow	Smith
Burleson	Hollis	Moxley	Starnes
Burns	Howard	Mullen	Stephens
Byars	Howell	Nipper	Stewart (Bibb)
Cannon	Hubbard	Norman	Stewart (Calhoun)
Carter	Hughes	Owens	Thompson
Christian	Jeter	Parish	Tompkins
Cockrell	Johnson	Patterson	Tunstall
Cook	Jones (Bullock)	Pegues	Vickers
Darden	Jones (Cleburne)	Pitts	Waddell
Deloney	Jordan (Etowah)	Poole	Wallace
Denson	Jordan (Washington)	Powell	Ward (Geneva)
Desear	Kirkpatrick	Quillin	Ward (Tuscaloosa)
Edmundson	Langdon	Rankin	Ware
Edwards	Lawler	Reeder	Webb
Fite	Lee	Ringer	Weldon
Frey	Lovelace	Rivers	Winn
Golson			

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A quorum was present.

JOURNAL.

The Chairman of the Standing Committee on the Revision of the Journal made the following report:

REPORT OF STANDING COMMITTEE ON REVISION OF THE JOURNAL.

Mr. Speaker:

Your standing committee on Revision of the Journal begs leave to report that said committee has carefully examined the Journal of the House for the Fourteenth legislative day, and finds same correct.

R. G. Langdon,
Chairman.

The report of the committee was concurred in and adopted and the Journal for the Fourteenth Legislative day was approved.

RESOLUTIONS.

The following resolution was introduced:

By Mr. Deloney:

H. J. R. 43. Whereas, the construction of Wilson Dam on the Tennessee River and the erection of two Nitrate Plants in the Muscle Shoals District, State of Alabama, was designed to furnish cheap nitrates for the farmers of the United States in time of peace; and

Whereas, the question of the proper method of operating the Nitrate Plants and using the power for purposes originally designed, has been before the Congress of the United States for more than seven years; and

Whereas, the determination of that question has been postponed from time to time for seemingly selfish interests; and

Whereas, each postponement carries with it a continuation of high prices of fertilizer resulting in a loss of approximately twenty million dollars (\$20,000,000.00) annually to the farmers of the country:

Therefore be it resolved by the Senate and House of Representatives of the State of Alabama that His Excellency, Calvin Coolidge, President of the United States be and he is hereby requested to call an extra session of the Congress of the United States to assemble at the earliest date practicable after the adjournment of the present session so that the policy of the Government in the operation of the Dam and Nitrate Plants may be finally determined.

Be it further resolved that the Governor of the State of Alabama, immediately upon the passage of this resolution, transmit the same to President Coolidge.

And on motion of Mr. Deloney the rules were suspended and the H. J. R. 43 was adopted.

REPORT OF RULES COMMITTEE.

Mr. Goode, Acting chairman of the standing Committee on Rules returned to the House the following resolutions with a favorable report:

By Mr. Ware:

H. R. 39. Be it Resolved by the House of Representatives, that House Bill No. 115 "to amend Section 952, Code of Alabama 1923," be made a special order for the 15th Legislative day.

And the Resolution was adopted.

Rules Committee:

H. R. 44: Resolved that the following be made special paramount continuous orders for the 15th legislative day at 12:00 noon. Senate Bill 132, H. B. 150, H. B. 85, S. B. 80, H. B. 68, H. B. 69.

And the Resolution was adopted.

Rules Committee:

H. R. 45: Resolved that the following be made special paramount continuous orders for the 16th legislative day immediately after the call of counties: House Bill 117, H. B. 220.

And the Resolution was adopted.

Rules Committee:

H. R. 46: Resolved that S. B. 105 on page 19 of the calendar by Mr. Carlton be made a special order for the fifteenth Legislative day.

And the Resolution was adopted.

Rules Committee:

H. R. 47: Be it resolved that Senate Bill No. 132 be made the special order of business on Thursday the 15th Legislative Day immediately following the report of the Committee on the Revision of the Journal—the public welfare demanding it.

And the Resolution was adopted.

RESOLUTIONS.

The following Resolutions were introduced:

By Mr. Grove:

H. R. 48. Resolved that Senate Bill number 40, 104 and 103 be made special order of business on the 16th Legislative Day, immediately after the call of counties for the introduction of bills. Said Senate bills relate to creating an Oyster Commission, and the method of catching oysters.

And the Resolution was referred to the Standing Committee on Rules.

By Mr. Baldwin:

H. R. 49. Resolved that Senate Bill No. 68, To amend Section 4039 of the Code (Relates to Fine and Forfeiture Funds of Coun-

ties) be made a special, continuing and paramount order of business for the 16th Legislative Day.

And the Resolution was referred to the Standing Committee on Rules.

INTRODUCTION OF BILLS.

On a call of Counties Bills were introduced, severally read one time and referred to appropriate Standing Committee as follows:

By Mr. Edwards (With notice and proof) :

H. 306. To prescribe the duties and fix the compensation of the Deputy Solicitor of Choctaw County, Alabama, and to repeal all laws and parts of laws in conflict with this act.

Local Legislation.

Notice and proof H. 306 :

NOTICE

Notice is hereby given that application will be made to the regular session of the Alabama Legislature to pass a bill substantially as follows:

A bill to be entitled An Act to prescribe the duties and fix the compensation of the Deputy Solicitor of Choctaw County, Alabama, and to repeal all laws and parts of laws in conflict with this act.

Be it enacted by the Legislature of Alabama as follows:

Section 1. That it shall be the duty of the Deputy Solicitor of Choctaw County, Alabama, to represent the State in all cases in the County Court and inferior courts, and all preliminary proceedings, applications for bail and Habeas Corpus proceedings in all courts, aid or act for the Circuit Solicitor before the Grand Jury and in all matters in the Circuit Court and perform all duties of the Circuit Solicitor in his absence; also to attend Coroner's inquest and represent the State on such inquest and after an examination of witnesses before Coroner's inquest to select such witnesses as in his judgment should appear before the Grand Jury or on any preliminary or Habeas Corpus growing out of an arrest as a result of such Coroner's inquest; the Deputy Solicitor shall also have power to issue subpoenas for witnesses to attend the Grand Jury.

Section 2. That the salary of the Deputy Solicitor for Choctaw County, Alabama, be and the same is, fixed at the sum of \$1,200.00 per year, payable out of the general fund of the County on warrants drawn by the Probate Judge of said County in monthly installments of \$100.00 per month, the payment of such salary to be by warrant of the Probate Judge drawn on the treasury of the County on the first of each month; provided, however, that in case the amount of Solicitor's fees paid into the County treasury during any one year shall not equal the sum of \$1,200.00 the said Deputy Solicitor shall receive for his services only such amount as corresponds with the amount of Solicitor's fees paid into the County treasury during that year.

Section 3. That all laws and parts of laws now in conflict with the provisions of this act are hereby repealed.

Section 4. The provisions of this act shall take effect immediately upon the approval by the Governor.

W. R. Edwards,

THE STATE OF ALABAMA,

Choctaw County.

Personally appeared before me the undersigned authority R. N. Moody, Editor and Publisher of The Choctaw Advocate, a Newspaper published at Butler, Ala., in said county and state, who first being duly sworn by me, deposes and says the attached notice was published for four consecutive weeks in said paper, beginning with issue of January 12th 1927 and ending with issue of February 2nd, 1927.

R. N. Moody,
Editor and Publisher.

Sworn to and subscribed before me this the 2nd day of February, 1927.

J. H. Edgar,
Clerk of Circuit Court.

By Mr. Jordan of Etowah:

H. 307. To repeal an Act entitled an Act "To provide for the selection of delegates to any National Party Convention whenever a citizen of the State of Alabama is a candidate for the nomination of any political party as its candidate for election as President of the United States." Approved September 13, 1923.

Privileges and Elections.

By Mr. Lee:

H. 308. To authorize and require the Banking Department of Alabama to cause the Trust Departments of State Banks to be examined as provided in Alabama Code (1923) Sections 6289 and 6290.

Banks and Banking.

By Mr. Lee:

H. 309. To regulate payment of deposits in trust in Banks and Trust Companies.

Banks and Banking.

By Mr. Lee:

H. 310. To amend Section 9023 of the Code of Alabama of 1923.

Judiciary.

By Mr. Lee:

H. 311. To amend Section 6275 of the Code of Alabama of 1923.

Banks and Banking.

By Mr. Lee:

H. 312. To regulate the payment of deposits in banks made jointly in the name of two or more persons.

Banks and Banking.

By Mr. Lee:

H. 313. To further define robbery and to provide penalties therefor.

Criminal Administration.

By Mr. Lee:

H. 314. To regulate the presentation and-or payment of bank checks after the expiration of six months from their date.

Banks and Banking.

By Mr. Lee:

H. 315: To regulate and to limit revocations, countermands of payment and stop-payment orders of or upon the payment of checks or drafts drawn by depositors in Banks and Trust Companies.

Banks and Banking.

By Mr. Lee:

H. 316. To authorize Notaries Public who are directors, stock holders, officers, employees or agents or banks or other corporations to take affidavits and acknowledgments of written instruments and to protest for non-acceptance or non-payment negotiable instruments to which such banks or other corporations are parties or in which they are financially interested.

Banks and Banking.

By Mr. Lee:

H. 317. To prohibit under penalty loans or discounts by banks subject to the Alabama Banking Department to Superintendent of banks, Bank Examiners. Liquidating Agents or to any other Employee of said Banking Department and to make such loans null and void.

Banks and Banking.

By Mr. Ward (Tuscaloosa):

H. 318. To make appropriations to the State Board of Education for the further support, maintenance and development of public education in Alabama, through agencies, services and institutions under its general or direct control or subject to its rules and regulations; to make appropriations to the Alabama College, the Alabama Polytechnic Institute and the University of Alabama, for further support, maintenance and development; and to prescribe conditions of apportionment and expenditure of these appropriations.

Education.

By Mr. Rogers of Mobile:

H. 319. To amend Section 2932 of the Code of Alabama for 1923.

Constitution and Constitutional Amendments.

By Mr. Rogers of Elmore (With Notice and Proof):

H. 320. To fix the salary of the Deputy Solicitor of Elmore County, Alabama.

Local Legislation.

. Notice and Proof H. 320.

NOTICE

STATE OF ALABAMA,

Elmore County.

Notice is hereby made that application will be made in the Legislature of Alabama, at the 1927 session thereof, for the passage of the following Bill, to-wit:

A Bill to be entitled an Act to fix the salary of the Deputy Solicitor of Elmore County, Alabama.

Be it Enacted by the Legislature of Alabama:

Section 1. The Salary of the Deputy Solicitor of Elmore County, Alabama, be, and the same is hereby fixed at the sum of Twelve Hundred Dollars (\$1,200.00) per year, payable in monthly installments of One Hundred Dollars (\$100.00) per month, provided, however, that the said salary shall be paid from the fees earned by such solicitor in the County Court and should the said fees so earned in the County Court be less than the sum of Twelve Hundred Dollars (\$1200) per year, then the said salary of the Deputy Solicitor of Elmore County, Alabama, shall be the fees earned in the County Court of Elmore County, for the calendar year.

Section 2. That all laws and parts of laws in conflict with the provisions of this act hereby are repealed.

Section 3. That this act shall go into effect immediately upon its approval by the Governor.

STATE OF ALABAMA,

Elmore County.

I, Frances Golson, editor of The Weekly Herald, a newspaper published in the State and County aforesaid, do hereby certify that the hereunto attached notice was published in the said Weekly Herald for four consecutive times viz: January 20th and 27th and February 3rd and 10th, 1927.

Witness my hand this the 10th day of February, 1927.

Frances Golson

Subscribed and sworn to this the 10th day of February, 1927.

G. H. Howard,
Judge of Probate.

BILLS ON SECOND READING

Mr. Simpson, Chairman of the Standing Committee on Judiciary, reported that said Committee in session had acted on the following bills and ordered same returned to the House with a favorable report:

H. 219. To amend Section 8588 of the Code of Alabama.

S. 120. To provide for the designation, nomination, and election by number of judges in judicial circuits now or hereafter composed of one county having more than two judges and less than nine judges.

Mr. Simpson, Chairman of the Standing Committee on Judiciary, reported that said Committee in session had acted on the following bill and ordered same returned to the House with a favorable report with substitute:

H. 57. (With substitute) To further regulate tendering, signing and approving bills of exceptions where the trial judge

has resigned, his term of office has expired or he has been removed from office.

Mr. Simpson, Chairman of the Standing Committee on Judiciary, reported that said Committee in session had acted on the following bill and ordered same returned to the House with a favorable report with amendment:

S. 68. (With Amendment) To amend Section 4039 of the Code of 1923.

Mr. Morrow, Chairman of the Standing Committee on Local Legislation, reported that said Committee in session had acted on the following bills and ordered same returned to the House with a favorable report:

By Mr. Morrow:

H. 213. To amend an Act. "To further prescribe the duties of County Treasurers in Counties of more than two hundred thousand population according to the last or any subsequent preceding Federal Census; to provide for clerical assistance for such treasurers for the appointment of attorneys to represent such treasurers, and for the compensation of such treasurer, assistants, and attorney; and to require the deposit of county funds." The said Act being approved October 31st, 1921.

H. 284. To authorize the sheriff of Walker County Alabama to appoint two special and general deputies, fix their tenure of office, prescribe their duties, fix their compensation and to authorize and require the Court of County Commissioners to pay the same by warrants drawn on the treasurer and paid out of the general funds of said County, and to require said deputies to give bonds in the sum of \$2000.00 payable to said sheriff with conditions as required by Section 2595 of the Code of Alabama, 1923.

H. 289. To repeal an Act "To establish in precinct 9 in Covington County, Alabama, an Inferior Court in lieu of all Justices of the Peace and Notaries Public with the powers of a Justice of the Peace in the said precinct, to be known as the Inferior Court of Florala, to define the jurisdiction and powers of said court and judge thereof," Approved August 22, 1923.

H. 293. To provide for the working of all male inhabitants of Houston County, Alabama, between the ages of eighteen and forty-five years, on the public roads of said County; to provide for the levy and collection of a per capita road tax upon such persons in lieu of such road service; to be used for the maintenance, upkeep, building and repair of such public roads; to prescribe the manner and means of raising or collecting such tax; to provide for and regulate the working, building, maintenance and upkeep of the public roads of said county; and to pro-

vide and fix penalties for the violation of the provisions of this act.

H. 296: To fix and regulate the fees of witnesses in criminal cases and in the county court and circuit court of Lauderdale County, Alabama, and before the grand jury of said county, and to provide for the payment thereof and to provide for the collection of witness fees from defendant convicted and for the disposition of the same.

H. 303. To repeal an act entitled an act to provide for a clerk to the Tax Assessor in Counties having more than 37,000 population and less than 37400 population, according to the 1910 Federal census, to prescribe the duties of such clerks and provide for their appointment and compensation.

S. 125. To authorize and empower any political party hereafter holding a primary election under the primary election laws of Alabama for the nomination of its candidate for Circuit Judge to sit as of course in that branch or division of the Circuit Court which is now held or may hereafter be held at a place other than at the county site for the trial of cases arising within a designated portion of such county in circuits composed of only one county for which more than three judges are provided, to nominate its candidate for judge to sit as of course in such branch or division of such court exclusively by the vote of the qualified electors participating in such primary within such designated portion of such county where the cases arising therein are tried in such branch or division of such court.

S. 134. For the relief of James C. Williams.

H. 302. To further provide for the construction and maintenance of public roads and bridges for Morgan County, Alabama by fixing the age limits of those subject to road duty as twenty-one to fifty both inclusive; by providing regulations and penalties to carry the provisions of this act into effect; by prescribing the methods of warning road hands and method of receipting those who pay in lieu of working; by providing for overseers and fixing their duties and powers; by making it the duty of the respective members of the Board of Revenue jointly with their duly authorized overseers to prosecute all violators of road laws in Morgan County.

H. 301. To repeal an act to abrogate to and abolish the jurisdiction of Justices of the Peace and Notaries public with powers of Justices of the Peace in Morgan County, Alabama; of all criminal causes except as committing magistrates in felony cases.

Mr. Lee, Chairman of the Standing Committee on Banks and Banking, reported that said Committee in session had acted on

the following bills and ordered same returned to the House with a favorable report:

S. 108. To amend an Act approved September 29, 1923, entitled: "An Act to provide for and regulate further the Banking Department for the State of Alabama to the end of better regulating the examinations and supervisions of banks and banking in this State."

S. 109. To amend Sections 6279, 6280, 6281 and 6300 of the Code of Alabama, relating to State banking laws.

Mr. Adcock, Chairman of the Standing Committee on Pensions, reported that said Committee in session had acted on the following bill and ordered same returned to the House with a favorable report with substitute:

H. 117. (With Substitute) To amend Sections 2948 and 2973 of the Code of Alabama 1923.

Mr. Moxley, Chairman of the Standing Committee on Public Health, reported that said Committee in session had acted on the following bills and ordered same returned to the House with a favorable report:

S. 128. To amend Section 1185 of the Code of 1923.

H. 275. To amend Section 4559 of the Code of Alabama.

H. 276. To amend Section 4569 of the Code of Alabama.

Mr. Martin, Chairman of the Standing Committee on Capitol and Capitol Grounds, reported that said Committee in session had acted on the following bill and ordered same returned to the House with a favorable report:

H. 285. To amend Sections 88 and 89 of Chapter 9 of the Code.

Mr. Jeter, Chairman of the Standing Committee on Game, Fish and Fisheries, reported that said Committee in session had acted on the following bills and ordered same returned to the House with a favorable report:

S. 62. To protect and preserve the diamond backed terrapin and to impose the penalties for violations of the provisions of this Act.

S. 104. To provide for an oyster commission to consist of three members, two appointed by the Commissioner of Game and Fisheries, to be approved by the Governor, and the Commissioner of Game and Fisheries to be the third member, and ex-officio Chairman, to prescribe the duties and powers of such commission, and for an office in Mobile, Alabama, for said commission to be furnished by the Board of Revenue and Road Commissioners of Mobile County.

Mr. Jeter, Chairman of the Standing Committee on Game, Fish and Fisheries, reported that said committee in session had acted on the following bills and ordered same returned to the House with a favorable report with amendment:

S. 40. (With amendment): To regulate the manner of the removal of oysters or other shell fish or of crustacea from the waters of the State and to prescribe penalties for violation of this Act.

S. 103. (With amendment) For the preservation, protection, development and improvement of the oyster reefs and beds in the waters of Alabama; for the preservation, protection, development, encouragement and improvement of the oyster industry in the State of Alabama; to provide for the establishment of a Board of Commissioners, to prescribe their powers and duties, to establish, locate and provide for the furnishing of its office; to regulate the manner and time, and taking and catching oysters from the public waters, and provide bedding grounds in the State; to prescribe and regulate the measure of oysters bought and sold in the shell; to prescribe license fees for boats engaged in taking and catching oysters; to fix and prescribe a tax upon oysters, canned, packed, shipped, or sold, raw or cooked; to provide for the officers, employees and agents of the commission, to prescribe their duties and powers and fix their compensation; to provide for the protection and control of the oyster grounds and public waters of the State; to fix penalties for the violations of the provisions of this Act; to create a fund for moneys arising under the provisions of this Act for the purpose of defraying the expenses of the Commission; to provide for obtaining fifteen per cent of the shells produced by canning factories and from any other sources in the State, and all matters connected therewith; and generally to regulate and control the oyster industry in the State, and all matters connected therewith, and to provide for reports to be made to the Commission by all persons taking, catching, or selling oysters, provided that fifteen per cent of the shells taken from the waters of Alabama, produced at canning factories and from any other sources must be delivered to the Oyster Commission, and replanted to increase the production of oysters.

Mr. Hawkins, Chairman of the Standing Committee on Municipal Organization, reported that said Committee in session had acted on the following bill and ordered same returned to the House with a favorable report:

S. 149. To authorize counties and municipalities to remit certain taxes for the purpose of encouraging the building, extending and operating of factories for the spinning of thread and yarns, and the knitting and weaving of cloth and other fabrics of cot-

ton and wool in this State, and plants for the purpose of building ships and factories for the manufacture of bags, wood pulp products, wooden cabinets and farm implements, or any other manufactured products.

Mr. Starnes, Chairman of the Standing Committee on Privileges and Election, reported that said Committee in session had acted on the following bill and ordered same returned to the House with a favorable report:

By Mr. Cockrell:

H. 288. To amend Section 376 of the Code of Alabama.

The above and foregoing Bills were severally read a second time and placed on the Calendar.

BILLS REPORTED ADVERSELY

Mr. Jeter, Chairman of the Standing Committee on Game, Fish and Forestry, reported that said Committee in session had acted on the following Bill and ordered same returned to the House with an Adverse report:

By Mr. Holmes:

S. 39. To provide for a closed season on fresh water food fishes in the State of Alabama, to provide for a day's bag limit on large and small mouth bass, commonly known as trout or green trout, and on bream and perch, to prohibit the sale of bass and bream in the State of Alabama, to prohibit the shipping, transporting, or carrying of bass and bream taken in the fresh public waters of this State to any point beyond the boundaries of the State of Alabama, to provide penalties for violations of the provisions of this act.

NOTICE TO TAKE BILL FROM ADVERSE CALENDAR.

Notice is hereby given that I will on the next Legislative Day, immediately after the reading of the journal, move to take House Bill 218 from the adverse calendar and place the same upon the regular calendar for passage.

John Morrow,
Representative from Jefferson County.

RECOMMITTAL OF BILLS.

On motion of Mr. Fite the Bill:

H. 154. To provide and submit to the qualified electors of the State of Alabama at an election to be held at the next general election at which this amendment is proposed, an amendment to the Constitution of the State of Alabama, whereby each municipal corporation in the State of Alabama may levy and

collect a rate of taxation on the property situated therein not exceeding in the total in any one year one per centum of the value of such property, as assessed, as provided by the Constitution and statutes now or hereafter enacted pursuant to the Constitution; provided, this amendment shall not reduce the rate of taxation which any municipal corporation in the State of Alabama may levy and collect under the Constitution as previously amended.

Was recommitted to the Standing Committee on Constitution and Constitutional amendments.

On motion of Mr. Martin the Bill:

H. 248. To create a Building Committee to be composed of members of the present Alabama Memorial Commission, to contract for and supervise the building and furnishing of a building to be known as the Alabama Memorial Building, and to be clothed with the full authority and power for and in behalf of the State of Alabama, to perform all necessary acts looking to the carrying out of the intents of this Act and to provide an appropriation for the building and to provide necessary funds for the erection of said building.

Was recommitted to the Standing Committee on Appropriations.

On motion of Mr. Jeter the Bill.

S. 38. To provide for the revision, codification, and promulgation of the game and fish laws of this State, both Civil and Criminal, and to make an appropriation for the expense of same.

Was recommitted to the Standing Committee on Appropriations.

MESSAGE FROM THE SENATE.

Mr. Speaker:

The President of the Senate having signed the following Senate Bills, your signature thereto is requested:

S. 49. To further prescribe the duties and fix the salary of the Court Reporter of the Sixth Judicial Circuit of Alabama, and to provide for the payment of same.

Also:

S. 29. To define who are agents of insurance companies; to provide for the licensing, supervision and regulation of such insurance agents; and to provide penalties for violation of laws and regulations governing insurance agents.

Also:

S. 55. To provide for the appointment of an additional Assistant Solicitor to be known as the second assistant solicitor for each Judicial Circuit in the State now or hereafter composed of one County having more than two Circuit Judges and less than

nine Circuit Judges; to fix the term of said office; to prescribe the duties and authority of said additional assistant solicitor to be known as the second assistant solicitor and to fix his compensation.

Also:

S. 72: For the protection of persons furnishing materials, food-stuffs, supplies, and labor for the construction of public works, and for other purposes.

Also:

S. 74. To create a commission to be known as The Alabama Muscle Shoals Commission, to provide its appointment, to define its duties and powers and to make an appropriation for its expenses.

Also:

S. 99. To amend Section 1053 of the Code of Alabama, 1923.

J. E. Speight,
Secretary.

SIGNING OF SENATE BILLS

The Speaker of the House in the presence of the House, immediately after the titles had been publicly read by the Clerk, the reading at length having been dispensed with by a two-thirds vote of a quorum present, signed the Bills, the titles to which are set out in the above and foregoing Message from the Senate.

BILLS ON THIRD READING

S. 25. To amend Section 2975 of the Code of Alabama of 1923.

Was read a third time at length and passed.

Yeas, 102; Nays, 0.

Yeas:

Messrs:

Mr. Speaker
Adcock
Allen
Anderson
Ashcraft
Baldwin
Bartlett
Beebe
Brunson
Bryant
Burleson
Burns
Byars
Cannon
Carter
Christian

Cockrell
Cook
Darden
Deloney
Denson
Desear
Edmundson
Edwards
Fite
Frey
Golson
Goode
Goodwyn
Grove
Gullatt
Guy

Harwood
Hawkins
Hightower
Hollis
Howard
Howell
Hubbard
Hughes
Jeter
Johnson
Jones (Bullock)
Jones (Cleburne)
Jordan (Etowah)
Jordan (Washington)
Kirkpatrick
Langdon

Lawler
Lee
Lovelace
Luck
McAdory
Martin
Matthews
Merrill
Miller (Marengo)
Molette
Monk
Morrow
Moxley
Mullen
Nipper
Norman

Owens	Ringer	Simpson	Vickers
Parish	Rivers	Smith	Waddell
Patterson	Rogers (Elmore)	Starnes	Wallace
Pegues	Rogers (Mobile)	Stephens	Ward (Geneva)
Pitts	St. John	Stewart (Bibb)	Ward (Tuscaloosa)
Poole	Sanders (Conecuh)	Stewart (Calhoun)	Ware
Powell	Sanders (Pike)	Thompson	Webb
Quillin	Sanderson	Tompkins	Weldon
Rankin	Shepherd	Tunstall	Winn
Reeder	Shivers		

—102

S. 26. To amend Section 2981 of the Code of Alabama of 1923.

Was read a third time at length and passed.

Yeas, 98; Nays, 0.

Yeas:

Messrs:

Mr. Speaker	Goode	Martin	St. John
Adcock	Goodwyn	Merrill	Sanders (Conecuh)
Allen	Grove	Miller (Marengo)	Sanders (Pike)
Anderson	Gullatt	Miller (Sumter)	Sanderson
Ashcraft	Guy	Mollette	Shepherd
Baldwin	Hampton	Monk	Shivers
Bartlett	Hawkins	Morrow	Simpson
Beebe	Hightower	Moxley	Smith
Brunson	Hollis	Mullen	Starnes
Bryant	Howard	Nipper	Stephens
Burleson	Hubbard	Norman	Stewart (Bibb)
Burns	Hughes	Owens	Stewart (Calhoun)
Byars	Jeter	Parish	Thompson
Cannon	Johnson	Patterson	Tompkins
Carter	Jones (Bullock)	Pegues	Tunstall
Christian	Jones (Cleburne)	Pitts	Vickers
Cockrell	Jordan (Etowah)	Poole	Waddell
Cook	Jordan (Washington)	Quillin	Wallace
Darden	Kirkpatrick	Rankin	Ward (Geneva)
Deloney	Langdon	Reeder	Ward (Tuscaloosa)
Denson	Lawler	Ringer	Ware
Desear	Lee	Rivers	Webb
Edwards	Lovelace	Rogers (Elmore)	Weldon
Fite	Luck	Rogers (Mobile)	Winn
Frey	McAdory		

—98

SPECIAL ORDER

The House proceeded to the consideration of the Special Order which was the Bill S. 132.

And said Bill:

S. 132. To provide for the building of a court house and jail for Jefferson County, Alabama, in the city of Birmingham, and to establish for the consummation of that purpose a court house commission; and to authorize said commission to build a court house and jail for said county, to sell and convey certain

court house properties now owned by the county, to acquire, if deemed necessary, a site for said constructions, or either of them; to designate the funds from which the cost and expense of said construction shall be paid; and to prescribe the powers and duties of said commission and the powers and duties of the board of revenue and treasurer of said county, incident to the construction of said court house and jail.

Was read a third time at length and passed.

Yeas, 85; Nays, 0.

Yeas:

Messrs:

Mr. Speaker	Frey	Kirkpatrick	Rogers (Elmore)
Adcock	Golson	Langdon	St. John
Allen	Goode	Lawler	Sanders (Pike)
Ashcraft	Goodwyn	Lee	Sanderson
Baldwin	Grove	Lovelace	Shepherd
Beebe	Gullatt	Luck	Shivers
Brunson	Guy	McAdory	Simpson
Bryant	Hampton	Martin	Smith
Burns	Hawkins	Merrill	Starnes
Byars	Hightower	Miller (Marengo)	Stephens
Cannon	Hollis	Miller (Sumter)	Stewart (Calhoun)
Carter	Howard	Monk	Thompson
Christian	Howell	Morrow	Tompkins
Cockrell	Hubbard	Mullen	Vickers
Cook	Hughes	Norman	Wallace
Darden	Jeter	Parish	Ward (Geneva)
Deloney	Johnson	Patterson	Ward (Tuscaloosa)
Denson	Jones (Bullock)	Pitts	Ware
Desear	Jones (Cleburne)	Quillin	Webb
Edmundson	Jordan (Etowah)	Reeder	Weldon
Edwards	Jordan (Washington)	Ringer	Winn
Fite			

—85

SPECIAL ORDER

The House proceeded to the consideration of the Special Order which was the Bill, S. 80.

And said Bill:

S. 80. To amend Section 2051 of the Code of Alabama of 1923.

Was read a third time at length and passed.

Yeas, 83; Nays, 0.

Yeas:

Messrs:

Mr. Speaker	Bryant	Cook	Golson
Adcock	Burns	Darden	Goode
Allen	Byars	Deloney	Goodwyn
Ashcraft	Cannon	Desear	Grove
Bartlett	Carter	Edmundson	Gullatt
Beebe	Christian	Edwards	Guy
Brunson	Cockrell	Frey	Hampton

Harwood	Lee	Pitts	Simpson
Hawkins	Lovelace	Poole	Smith
Hightower	Luck	Powell	Starnes
Hollis	McAdory	Quillin	Stephens
Howard	Martin	Rankin	Stewart (Calhoun)
Howell	Merrill	Reeder	Thompson
Hubbard	Miller (Marengo)	Ringer	Tompkins
Jeter	Miller (Sumter)	Rivers	Vickers
Jones (Bullock)	Monk	Rogers (Elmore)	Ward (Geneva)
Jones (Cleburne)	Morrow	Rogers (Mobile)	Ward (Tuscaloosa)
Jordan (Etowah)	Moxley	St. John	Ware
Jordan (Washington)	Mullen	Sanders (Pike)	Weldon
Kirkpatrick	Parish	Sanderson	Winn
Lawler	Patterson	Shepherd	

—83

SPECIAL ORDER

The House proceeded to the consideration of the Special Order which was the Bill:

H. 150. To amend Subdivision 1 of Section 6755 of the Code of 1923.

Mr. Cockrell offered the following amendment to the Bill, H. 150:

Amendment by Crockrell:

Amend H. 150 By striking therefrom the following words: "the county solicitor" and also striking therefrom the words: "and circuit solicitor."

And the amendment offered by Mr. Cockrell was adopted.

Yeas, 80; Nays, 0.

Yeas:

Messrs:

Mr. Speaker	Frey	Lee	Rogers (Elmore)
Adcock	Golson	Lovelace	Rogers (Mobile)
Allen	Goode	Luck	St. John
Anderson	Goodwyn	McAdory	Sanders (Pike)
Ashcraft	Grove	Martin	Sanderson
Baldwin	Gullatt	Merrill	Shivers
Bartlett	Hampton	Miller (Marengo)	Simpson
Brunson	Harwood	Miller (Sumter)	Smith
Bryant	Hightower	Monk	Starnes
Burns	Hollis	Morrow	Stephens
Cannon	Howard	Moxley	Stewart (Bibb)
Christian	Howell	Mullen	Stewart (Calhoun)
Cockrell	Hubbard	Owens	Thompson
Cook	Jeter	Parish	Tompkins
Darden	Johnson	Patterson	Wallace
Deloney	Jones (Cleburne)	Pitts	Ward (Geneva)
Denson	Jordan (Etowah)	Quillin	Ward (Tuscaloosa)
Desear	Jordan (Washington)	Rankin	Ware
Edmundson	Kirkpatrick	Reeder	Webb
Edwards	Langdon	Ringer	Winn

—80

And said Bill:

H. 150. To amend Subdivision 1 of Section 6755 of the Code of 1923.

As amended by the amendment of Mr. Cockrell was read a third time at length and passed.

Yeas, 79; Nays, 0.

Yeas:

Messrs:

Mr. Speaker	Edwards	Luck	Rogers (Elmore)
Adcock	Frey	McAdory	Rogers (Mobile)
Allen	Golson	Martin	St. John
Anderson	Good	Merrill	Sanders (Pike)
Ashcraft	Goodwyn	Miller (Marengo)	Sanderson
Baldwin	Grove	Miller (Sumter)	Shepherd
Bartlett	Harwood	Molette	Shivers
Beebe	Hightower	Monk	Simpson
Brunson	Howard	Morrow	Smith
Bryant	Howell	Mullen	Starnes
Burleson	Hubbard	Nipper	Stephens
Burns	Hughes	Owens	Stewart (Calhoun)
Carter	Jeter	Parish	Thompson
Christian	Johnson	Patterson	Wallace
Cockrell	Jones (Bullock)	Pitts	Ward (Geneva)
Cook	Jones (Clebune)	Quillin	Ward (Tuscaloosa)
Darden	Jordan (Washington)	Rankin	Ware
Deloney	Kirkpatrick	Reeder	Webb
Denson	Lee	Ringer	Weldon
Desear	Lovlace	Rivers	

—79

On motion of Mr. Cockrell the Bill H. 150 was ordered sent forthwith to the Senate without engrossment.

MESSAGE FROM THE GOVERNOR

Legislature of Alabama,

Gentlemen:

I herewith transmit to you House Bill No. 96, without the Governor's approval and suggesting an executive amendment.

Respectfully submitted,
Gaston Scott,
Secretary to Governor.

February 10th 1927.

To the Legislature of Alabama,

Gentlemen:

I return herewith House Bill No. 96 without my approval and I suggest the following as executive amendments:

First: Amend the title of the Act by adding thereto after the word "Legislature" the following, "and the recess committees raised by the Legislature."

Second. Amend Section 1 by adding at the end of the section after the word "Legislature" the words "and the recess committee of the Legislature."

These amendments are suggested because of the Constitutional provision, that appropriation cannot be made except by bill and most of the re-

cess Committees are raised by Joint Resolution. I am of the opinion that by having the money appropriated in the manner provided in this bill for the expenses of the Legislative Recess Committees the fact that they are raised by Joint Resolution will not prevent the payment of their expenses and per diem and will avoid any Constitutional questions that might arise.

Respectfully,
Bibb Graves,
Governor.

GOVERNOR'S MESSAGE.

On motion of Mr. Tunstall, the House concurred in and adopted the amendment proposed by the Governor to the Bill H. 96. Said Governor's amendment being set out in the above and foregoing Message from the Governor.

The vote on said amendment being Yeas, 96; Nays, 0.

Yeas:

Messrs:

Mr. Speaker	Fite	Lovelace	Rogers (Elmore)
Adcock	Frey	Luck	Rogers (Mobile)
Allen	Golson	McAdory	St. John
Anderson	Goode	Merrill	Sanders (Pike)
Ashcraft	Goodwyn	Miller (Marengo)	Sanderson
Baldwin	Grove	Miller (Sumter)	Shepherd
Bartlett	Gullatt	Molette	Shivers
Beebe	Hampton	Monk	Simpson
Brunson	Harwood	Morrow	Smith
Bryant	Hawkins	Moxley	Starnes
Burleson	Hightower	Mullen	Stephens
Burns	Hollis	Nipper	Stewart (Calhoun)
Byars	Howell	Norman	Thompson
Cannon	Hubbard	Owens	Tompkins
Carter	Hughes	Parish	Tunstall
Christian	Jeter	Patterson	Vickers
Cockrell	Johnson	Pegues	Waddell
Cook	Jones (Bullock)	Pitts	Wallace
Darden	Jones (Cleburne)	Poole	Ward (Geneva)
Deloney	Jordan (Etowah)	Quillin	Ward (Tuscaloosa)
Denson	Jordan (Washington)	Rankin	Ware
Desear	Kirkpatrick	Reeder	Webb
Edmundson	Langdon	Ringer	Weldon
Edwards	Lee	Rivers	Winn

—96

Which was a majority of the whole number elected to the House and said Bill:

H. 96. To make an appropriation of Two Hundred and Fifty Thousand (\$250,000.00) Dollars, or so much thereof as may be necessary, out of any funds in the State Treasury not otherwise appropriated, to defray the expenses of the present session of the Legislature.

As amended by the amendment proposed by His Excellency, the Governor was again read a third time at length and passed.
Yeas, 83; Nays, 0.

Yeas:

Messrs:

Mr. Speaker	Edwards	Kirkpatrick	Rankin
Adcock	Fite	Langdon	Reeder
Allen	Frey	Lawler	Ringer
Anderson	Golson	Lee	Rivers
Ashcraft	Goode	Lovelace	Rogers (Elmore)
Baldwin	Goodwyn	Luck	Rogers (Mobile)
Bartlett	Grove	McAdory	St. John
Beebe	Gullatt	Martin	Sanderson
Brunson	Hampton	Merrill	Shepherd
Bryant	Harwood	Miller (Marengo)	Simpson
Burleson	Hawkins	Miller (Sumter)	Smith
Burns	Hollis	Molette	Starnes
Byars	Howard	Monk	Thompson
Cannon	Howell	Morrow	Tompkins
Carter	Hubbard	Nipper	Tunstall
Cockrell	Hughes	Norman	Vickers
Darden	Jeter	Owens	Wallace
Deloney	Johnson	Parish	Ware
Denson	Jones (Cleburne)	Patterson	Webb
Desear	Jordan (Etowah)	Pitts	Winn
Edmundson	Jordan (Washington)	Quillin	

—83

Which was a majority of the whole number elected to the House.

MESSAGE FROM THE SENATE.

Mr. Speaker:

The Senate has passed the following House Bill and returns same herewith to the House:

H. 253. To relieve the tax assessor of Etowah County from the duty of preparing a book of assessments and in lieu thereof to arrange in alphabetical order, according to beats, the original assessment lists and have same permanently bound and kept as permanent record and prepare tax collector's abstracts from said assessment lists.

H. 244. To amend an Act entitled An Act to create and establish a board of county commissioners in and for Madison County, Alabama, in the place and stead of the board of revenue of Madison county now existing in said county, and abolishing said board of revenue in Madison county; to divide said county of Madison into five districts, defining the boundaries thereof; defining the jurisdiction of said board of county commissioners, fixing their compensation; conferring upon said board of county commissioners all the jurisdiction, powers and authority granted by law to county commissioners, boards of revenue or other gov-

erning bodies of like name or authority in this State; and to authorize said board of county commissioners for the purpose of maintaining the public roads, bridges and ferries of Madison County to impose a tax on gasoline, woco-pep or other substitute therefor sold in the county not to exceed three cents per gallon and to provide the machinery for its collection; authorizing the appointment of said board of county commissioners of a clerk, and a supervisor of public roads; providing for the holding of monthly meetings of said board of commissioners and providing for the repeal of all laws in conflict with this Act; providing for the appointment, nomination and election of said board of commissioners approved September 20th, 1923, by amending Sections 3, 7, 11, 12½, 14, 15, and 16, and by adding thereto Section 8½.

J. E. Speight,
Secretary.

BILLS ON THIRD READING

H. 91. To amend Section 6898 of the Code of Alabama of 1923, relating to the recording of conditional sales and lease contracts.

Was taken up. On motion of Mr. Powell the Bill H. 91 was postponed until the next Legislative day and made a special order for that day.

SPECIAL ORDER

The House proceeded to the consideration of the Special Order which was the Bill H. 85 and said Bill:

H. 85. To amend an Act "To authorize the Court of County Commissioners, the Board of Revenue and Road Commissioners, or like body, in each county in the State to provide telephones for the offices of clerks and registers of the circuit court, the office of the sheriff, the office of the jailer, and the judge of probate of their respective counties," approved September 25, 1919.

Was read a third time at length and passed.

Yeas, 72; Nays, 7.

Yeas:

Messrs:

Mr. Speaker
Adcock
Allen
Anderson
Ashcraft
Baldwin
Bartlett
Beebe
Brunson
Bryant
Burns

Cockrell
Cook
Darden
Deloney
Denson
Desear
Edmundson
Edwards
Frey
Goode
Goodwyn

Grove
Gullatt
Harwood
Hawkins
Hightower
Howard
Howell
Hubbard
Hughes
Jeter
Johnson

Jones (Cleburne)
Jordan (Etowah)
Jordan (Washington)
Kirkpatrick
Lee
Lovelace
Luck
McAdory
Martin
Merrill
Miller (Marengo)

Miller (Sumter)	Patterson	Sanderson	Thompson
Molette	Pitts	Shivers	Tompkins
Monk	Reeder	Simpson	Vickers
Morrow	Ringer	Smith	Waddell
Mullen	Rivers	Starnes	Wallace
Owens	Rogers (Elmore)	Stephens	Ward (Tuscaloosa)
Parish	Rogers (Mobile)	Stewart (Calhoun)	Winn

—72

Nays:

Messrs.:

Cannon	Moxley	Quillin	Weldon
Hollis	Pegues	Rankin	

—7

On motion of Mr. Rogers of Mobile the Bill H. 85 was ordered sent forthwith to the Senate without engrossment.

SPECIAL ORDER

The House proceeded to the consideration of the Special order which was the Bill H. 68, and said Bill:

H. 68. For the relief of E. Finke and to appropriate for said E. Finke the sum of one hundred dollars for money paid by him for the use of the State for a license for the year 1925-26 for the operation of a poolroom in Cullman, Alabama.

Was read a third time at length and passed.

Yeas, 66; Nays, 3.

Yeas:

Messrs.:

Mr. Speaker	Fite	McAdory	Rivers
Adcock	Goode	Martin	Rogers (Elmore)
Allen	Goodwyn	Merrill	Rogers (Mobile)
Anderson	Grove	Miller (Marengo)	St. John
Bartlett	Hampton	Miller (Sumter)	Sanderson
Beebe	Hawkins	Molette	Shepherd
Brunson	Hightower	Monk	Shivers
Bryant	Hollis	Mullen	Simpson
Burns	Howell	Nipper	Smith
Cannon	Hughes	Owens	Starnes
Christian	Jeter	Parish	Stephens
Cockrell	Jones (Bullock)	Patterson	Stewart (Bibb)
Darden	Jones (Clebume)	Pitts	Vickers
Deloney	Jordan (Etowah)	Quillin	Waddell
Desear	Jordan (Washington)	Reeder	Ward (Geneva)
Edmundson	Kirkpatrick	Ringer	Ward (Tuscaloosa)
Edwards	Langdon		

—66

Nays:

Messrs.:

Ashcraft	Golson	Sanders (Pike)
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—3

And on motion of Mr. St. John the Bill H. 68 was ordered sent forthwith to the Senate without Engrossment.

RECESS

On motion of Mr. Goode, the House recessed until three o'clock this afternoon.

AFTERNOON SESSION

The hour of three o'clock P. M. having arrived the House reconvened.

REPORT OF CONFERENCE COMMITTEE.

Mr. Tunstall from the Committee of Conference heretofore appointed on the disagreement of the two Houses on the House amendments to the Bills, S. 16 and S. 100, made the following report:

Montgomery, Alabama.

February 10, 1927..

To the Speaker of the House of Representatives:

We, your Committee on Conference, having under consideration Senate Bill 16 and Senate Bill 100, beg leave to report that we have been unable to reconcile the differences between the two houses on said bills. We therefore recommend the appointment of a new Conference Committee for the further consideration of these bills, and the discharge of the present Committee.

Respectfully submitted,

C. B. Teasley,

J. M. Bonner,

W. B. Nolan,

Committee on part of the Senate.

A. M. Tunstall,

Hugh D. Merrill,

M. Y. Lovelace,

Committee on part of the House.

And the report of the Conference Committee was concurred in and adopted.

MESSAGE FROM THE SENATE.

Mr. Speaker:

The Senate has concurred in and adopted the amendment proposed by His Excellency, the Governor to the bill:

H. 96. To make an appropriation of Two Hundred and Fifty Thousand (\$250,000.00) Dollars, or so much thereof as may be necessary, out of any funds in the State Treasury not otherwise

MESSAGE FROM THE SENATE

Mr. Speaker :

The Senate has received the accompanying message from His Excellency, The Governor, with his objections and proposed amendment to the bill:

S. 4. To provide for the election of a County Superintendent of Education for Cullman and Winston Counties, Alabama, by the the qualified electors thereof; and to prescribe the duties and fix the term and compensation of such officers.

Said Governor's message containing the proposed amendment being in the following words and figures to-wit:

EXECUTIVE MESSAGE

To The Legislature of Alabama,
Gentlemen of the Senate:

I herewith return to the Senate, as the body in which it originated Senate Bill No. Four (4) without my approval. I suggest the following executive amendment, which if adopted and incorporated in the Act will have my approval.

1st. Amend the Act by striking therefrom Section Two (2) as it now appears in said Act and substitute therefor the following:

Section Two (2): Candidates for the office of such Superintendent of Education may be nominated as candidates for other county offices of Cullman and Winston under the laws of the State of Alabama.

This amendment is suggested in view of Section 190 of the Constitution, which provides among other things that the Legislature shall not make primary elections compulsory.

Respectfully,
Bibb Graves,
Governor.

And the Senate had concurred in and adopted the amendment proposed by His Excellency, The Governor to said bill, S. B. 4, by a vote of a majority of the whole number elected to the Senate; said vote being Yeas 32, Nays 0.

And said bill, as thus amended, by the amendment of His Excellency, The Governor, was again read a third time at length and passed by a vote of a majority of the whole number elected to the Senate; said vote being Yeas, 33, Nays, 0.

And said bill, together with the Governor's message containing the amendment, is herewith sent to the House for its consideration.

J. E. Speight,
Secretary.

SENATE MESSAGE

On motion of Mr. St. John the House concurred in and adopted the amendment proposed by the Governor to the Bill, S. 4.

appropriated, to defray the expenses of the present Session of the Legislature. And the Recess Committees raised by the Legislature.

By a vote of a majority of the whole number elected to the Senate; said vote being Yeas, 31, Nays, 0.

And said bill, as thus amended, by the amendment of His Excellency, The Governor, was again read a third time at length and passed by a vote of the majority of the whole number elected to the Senate; said vote being Yeas, 31; Nays, 0.

And returns same herewith to the House.

J. E. Speight,
Secretary.

MESSAGE FROM THE SENATE.

Mr. Speaker:

The Senate has passed the following House Bill and returns same herewith to the House:

H. 170. To amend Sections 6383 and 6384 of the Code of Alabama of 1923.

H. 262. To regulate further the financing of public improvements, to permit the reduction or abatement of assessments therefor in certain cases, to provide for the refunding of bonds issued therefor and to validate proceedings heretofore taken relating thereto in cities having a population of as many as twenty-five thousand and less than fifty thousand people according to the last Federal census or any such census which may hereafter be taken.

J. E. Speight,
Secretary.

MESSAGE FROM THE SENATE.

Mr. Speaker:

The Senate has originated and passed the following Bill and ordered same sent forthwith to the House without engrossment:

S. 150. To amend Section 1063 of the Code "County Quarantine Officers; How Appointed, Salary, Etc.

J. E. Speight,
Secretary.

SENATE MESSAGE

The Senate Bill, the title to which is set out in the above and foregoing Message from the Senate was read one time and referred to an appropriate Standing Committee, as follows:

Public Health, S. 150.

Said amendment as proposed by His Excellency, The Governor, being set out in the above and foregoing Message from the Senate. The vote on said amendment as proposed by the Governor being Yeas 95; Nays, 0.

Yeas:

Messrs.:

Mr. Speaker	Golson	Lovelace	St. John
Adcock	Goode	Luck	Sanders (Conecuh)
Allen	Goodwyn	McAdory	Sanders (Pike)
Anderson	Graves	Martin	Sanderson
Ashcraft	Grove	Merrill	Shepherd
Baldwin	Gullatt	Miller (Marengo)	Shivers
Bartlett	Guy	Miller (Sumter)	Simpson
Beebe	Hampton	Molette	Smith
Brunson	Harwood	Monk	Starnes
Bryant	Hawkins	Moxley	Stephens
Burns	Hightower	Mullen	Stewart (Bibb)
Byars	Hollis	Norman	Stewart (Calhoun)
Cannon	Howell	Owens	Thompson
Carter	Hubbard	Parish	Tompkins
Cockrell	Hughes	Patterson	Tunstall
Cook	Jeter	Pegues	Vickers
Darden	Johnson	Pitts	Waddell
Deloney	Jones (Bullock)	Quillin	Wallace
Denson	Jones (Cleburne)	Rankin	Ward (Geneva)
Desear	Jordan (Etowah)	Reeder	Ward (Tuscaloosa)
Edmundson	Jordan (Washington)	Ringer	Ware
Edwards	Kirkpatrick	Rivers	Weldon
Fite	Langdon	Rogers (Elmore)	Winn
Frey	Lee	Rogers (Mobile)	

—95

Which was a majority of the whole number elected to the House. And said Bill:

S. 4. To provide for the election of a county superintendent of Education for Cullman and Winston counties, Alabama, by the qualified electors thereof; and to prescribe the duties and fix the term and compensation of such officers.

As amended by the amendment proposed by His Excellency, The Governor, was again read a third time at length and passed. Yeas, 93; Nays, 1.

Yeas:

Messrs.:

Mr. Speaker	Burns	Edwards	Hampton
Adcock	Byars	Fite	Harwood
Allen	Cannon	Frey	Hawkins
Anderson	Carter	Golson	Hightower
Ashcraft	Cockrell	Goode	Hollis
Baldwin	Cook	Goodwyn	Howard
Bartlett	Darden	Graves	Hubbard
Beebe	Deloney	Grove	Hughes
Bryant	Denson	Gullatt	Jeter
Burleson	Desear	Guy	Johnson

Jones (Bullock)	Monk	Ringer	Stewart (Bibb)
Jones (Cleburne)	Moxley	Rivers	Stewart (Calhoun)
Jordan (Etowah)	Mullen	Rogers (Elmore)	Thompson
Jordan (Washington)	Owens	Rogers (Mobile)	Tompkins
Kirkpatrick	Parish	St. John	Vickers
Langdon	Patterson	Sanders (Conecuh)	Waddell
Lee	Pegues	Sanders (Pike)	Wallace
Lovelace	Pitts	Sanderson	Ward (Geneva)
Luck	Poole	Shepherd	Ward (Tuscaloosa)
McAdory	Powell	Shivers	Ware
Martin	Quillin	Smith	Webb
Merrill	Rankin	Starnes	Weldon
Miller (Marengo)	Reeder	Stephens	Winn
Miller (Sumter)			

—93

Nays: Mr. Simpson.—1.

Which was a majority of the whole number elected to the House.

MESSAGE FROM THE SENATE

Mr. Speaker:

The President of the Senate having signed the following Senate Bills, your signature thereto is requested:

By Mr. Stanley:

S. 26. To amend Section 2981 of the Code of Alabama of 1923.

Also:

By Mr. Fite:

S. 80. To amend Section 2051 of the Code of Alabama of 1923.

Also:

By Mr. Stanley:

S. 25. To amend Section 2975 of the Code of Alabama of 1923.

J. E. Speight,
Secretary.

SIGNING OF SENATE BILLS

The Speaker of the House in the presence of the House, immediately after the titles had been publicly read by the Clerk, the reading at length having been dispensed with by a two-thirds vote of a quorum present, signed the bills, the titles to which are set out in the above and foregoing Message from the Senate.

BILLS ON THIRD READING

H. 220. (With amendment) To promote the public health, convenience and welfare by leveeing, ditching and draining the

wet, swamp and overflowed lands of the State of Alabama; to provide for the establishment of levee or drainage districts and sub-districts thereof, for the purpose of enlarging or changing any natural water-courses and for digging ditches or canals for securing better drainage or providing better outlets for drainage; to provide for building levees or embankments and installing tide gates or pumping plants for the reclamation of overflowed lands, and prescribing a method for so doing; to define offenses against drainage districts and providing penalties therefor; to confer the right of eminent domain to the extent necessary to carry out the purposes of this Act; to provide for the assessment and collection of the costs and expenses of installing drainage systems and issuing and selling bonds therefor, and for the care and maintenance of such improvements when constructed, not in excess of the increased value of such property by reason of the special benefits derived from such improvements; to confirm and validate proceedings had (prior to the approval of this Act) and bonds issued under the provisions of the Drainage Act approved March 4, 1915; and to continue the pending processes had under the Act approved March 4, 1915 by conforming them to the processes and proceedings prescribed by provisions therefor made in this Act.

Was taken up. The question was upon the adoption of the amendment reported by the Standing Committee on Agriculture, said amendment being as follows:

Amend the caption of House Bill 220 by striking out the following language:

"To confirm and validate proceedings had (prior to the approval of this Act) and bonds issued under the provisions of the Drainage Act approved March 4, 1915; and to continue the pending processes had under the act approved March 4, 1915 by conforming them to the processes and proceedings prescribed by provisions therefor made in this Act."

Also amend the said Bill by striking out Section 57 thereof.

And the amendment reported by the Committee was adopted. Yeas, 88; Nays, 0.

Yeas:

Messrs.:

Mr. Speaker

Adcock

Allen

Anderson

Ashcraft

Baldwin

Bartlett

Beebe

Brunson

Burleson

Burns

Byars

Cannon

Carter

Cockrell

Cook

Darden

Denson

Desear

Edwards

Fite

Frey

Golson

Goode

Goodwyn

Grove

Gullatt

Hampton

Harwood

Hawkins

Hightower

Hollis

Howard

Howell

Hubbard

Hughes

Jeter

Johnson

Jones (Bullock)

Jones (Cleburne)

Jordan (Etowah)	Moxley	Reeder	Stephens
Kirkpatrick	Mullen	Ringer	Stewart (Bibb)
Langdon	Nipper	Rivers	Stewart (Calhoun)
Lee	Norman	Rogers (Elmore)	Tompkins
Lovelace	Owens	Rogers (Mobile)	Vickers
Luck	Parish	St. John	Waddell
McAdory	Patterson	Sanders (Conceh)	Wallace
Martin	Pegues	Sanderson	Ward (Geneva)
Merrill	Pitts	Shivers	Ward (Tuscaloosa)
Miller (Sumter)	Poole	Simpson	Ware
Molette	Quillin	Smith	Weldon
Monk	Rankin	Starnes	Winn

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And said Bill:

H. 220. (with amendment): To promote the public health, convenience and welfare by leveeing, ditching and draining the wet, swamp and overflowed lands of the State of Alabama; to provide for the establishment of levee or drainage districts and sub-districts thereof, for the purpose of enlarging or changing any natural water-courses and for digging ditches or canals for securing better drainage or providing better outlets for drainage; to provide for building levees or embankments and installing tide gates or pumping plants for the reclamation of overflowed lands, and prescribing a method for so doing; to define offenses against drainage districts and providing penalties therefor; to confer the right of eminent domain to the extent necessary to carry out the purposes of this Act; to provide for the assessment and collection of the costs and expenses of installing drainage systems and issuing and selling bonds therefor, and for the care and maintenance of such improvements when constructed, not in excess of the increased value of such property by reason of the special benefits derived from such improvements; to confirm and validate proceedings had (prior to the approval of this Act) and bonds issued under the provisions of the Drainage Act approved March 4, 1915; and to continue the pending processes had under the Act approved March 4, 1915 by conforming them to the processes and proceedings prescribed by provisions therefor made in this Act.

As amended by the amendment of the Standing Committee on Agriculture.

Was read a third time at length and passed.

Yeas, 80; Nays, 0.

Yeas:

Messrs.:

Mr. Speaker
Adcock
Allen

Anderson
Ashcraft
Baldwin

Bartlett
Beebe
Brunson

Bryant
Burns
Byars

Cannon	Hightower	McAdory	Rogers (Mobile)
Carter	Hollis	Martin	St. John
Christian	Howard	Merrill	Sanders (Pike)
Cockrell	Howell	Miller (Sumter)	Sanderson
Cook	Hubbard	Molette	Smith
Darden	Hughes	Moxley	Stephens
Deloney	Jeter	Mullen	Stewart (Bibb)
Denson	Johnson	Nipper	Stewart (Calhoun)
Desear	Jones (Bullock)	Parish	Thompson
Edwards	Jones (Cleburne)	Patterson	Tompkins
Fite	Jordan (Etowah)	Pegues	Waddell
Frey	Jordan (Washington)	Pitts	Ward (Geneva)
Goode	Kirkpatrick	Quillin	Ward (Tuscaloosa)
Goodwyn	Langdon	Reeder	Ware
Grove	Lee	Ringer	Webb
Harwood	Lovelace	Rivers	Weldon
Hawkins	Luck	Rogers (Elmore)	Winn

—80

On motion of Mr. Hollis, the Bill, H. 220 was ordered sent forthwith to the Senate without engrossment.

MESSAGE FROM THE GOVERNOR

To the Legislature of Alabama,
Gentlemen:

I herewith transmit a message from the Governor returning, without his approval, House Joint Resolution No. 25.

Gaston Scott,
Private Secretary of the Governor

To the Legislature of Alabama,
Gentlemen of the House:

I am returning herewith to the House as the point of origin, House Joint Resolution No. 25 without my approval. I suggest as an amendment there be stricken from said resolution the following words, "and whereas the present administration of the county has brought its financial condition to a deplorable and unenviable status bordering on to chaos and ruin; and whereas the entire administration of county affairs in Jefferson County reeks with inefficiency and wastefulness."

With these words stricken from the resolution, I will be pleased to give it my approval.

Respectfully,
Bibb Graves,
Governor.

GOVERNOR'S MESSAGE

On motion of Mr. Jeter the House concurred in and adopted the amendment proposed by His Excellency, the Governor, to the H. J. R. 25, said amendment as proposed by the Governor being set out in the above and foregoing Message from the Governor. The vote on said amendment being Yeas, 77; Nays, 0.

Yeas:

Messrs.:

Mr. Speaker	Fite	Lee	Powell
Adcock	Frey	Lovelace	Quillin
Allen	Golson	Luck	Rankin
Anderson	Goode	McAdory	Reeder
Ashcraft	Goodwyn	Martin	Ringer
Baldwin	Grove	Merrill	Rivers
Bartlett	Guy	Molette	St. John
Beebe	Hawkins	Monk	Shepherd
Brunson	Hightower	Morrow	Shivers
Bryant	Hollis	Moxley	Simpson
Burleson	Howell	Mullen	Smith
Burns	Hubbard	Nipper	Starnes
Byars	Hughes	Norman	Stephens
Cannon	Jeter	Owens	Vickers
Carter	Johnson	Parish	Wallace
Cook	Jordan (Etowah)	Patterson	Ware
Darden	Kirkpatrick	Pegues	Webb
Deloney	Langdon	Pitts	Weldon
Desear	Lawler	Poole	Winn
Edmundson			

—77

Which was a majority of the whole number elected to the House.

And said:

H. J. R. 25. Relative to appointment of a Joint Committee to investigate county affairs in Jefferson County, Alabama.

As amended by the amendment proposed by the Governor.

Was again read a third time at length and passed.

Yeas, 74; Nays, 0.

Yeas:

Messrs.:

Mr. Speaker	Deloney	Johnson	Parish
Adcock	Desear	Kirkpatrick	Patterson
Allen	Edwards	Langdon	Pegues
Anderson	Fite	Lawler	Pitts
Ashcraft	Frey	Lee	Poole
Baldwin	Golson	Lovelace	Powell
Bartlett	Goode	Luck	Rankin
Beebe	Goodwyn	McAdory	Ringer
Brunson	Graves	Martin	Rivers
Bryant	Grove	Merrill	St. John
Burleson	Guy	Molette	Shivers
Burns	Hawkins	Monk	Simpson
Byars	Hightower	Morrow	Smith
Cannon	Hollis	Moxley	Stephens
Carter	Howard	Mullen	Ware
Christian	Howell	Nipper	Webb
Cockrell	Hubbard	Norman	Weldon
Cook	Hughes	Owens	Winn
Darden	Jeter		

—74

Which was a majority of the whole number elected to the House.

BILLS ON THIRD READING

H. 93. To amend Sections 2, 5, and 20 of An Act of the Legislature of Alabama, approved August 9, 1923, entitled: "An Act to provide for the organization, regulation and government of the State Bar including admissions and disbarments of lawyers." (Acts Alabama 1923, p. 100), as said Act was amended by An Act of the Legislature of Alabama, approved September 26, 1923, entitled: "An Act to amend Section 8 of An Act entitled 'An Act to provide for the organization, regulation and government of the State Bar Association, including admissions and disbarments of lawyers,'" approved August 9th, 1923." (Acts Alabama 1923, p. 587), which Sections 2, 5 and 20 are each respectively compiled and arranged as Sections 6221, 6224 and 6239 of the Code of Alabama of 1923.

Was read a third time at length and passed.

Yeas, 83; Nays, 0.

Yeas:

Messrs.:

Mr. Speaker	Edmundson	Kirkpatrick	Rankin
Adcock	Edwards	Lee	Reeder
Allen	Fite	Lovelace	Ringer
Anderson	Frey	Luck	Rivers
Ashcraft	Golson	McAdory	Rogers (Elmore)
Baldwin	Goode	Martin	Rogers (Mobile)
Bartlett	Goodwyn	Merrill	St. John
Beebe	Graves	Miller (Sumter)	Sanderson
Brunson	Grove	Molette	Shepherd
Bryant	Gullatt	Monk	Shivers
Burleson	Guy	Morrow	Smith
Burns	Hawkins	Mullen	Starnes
Byars	Hollis	Nipper	Tompkins
Carter	Howard	Norman	Tunstall
Christian	Hubbard	Owens	Vickers
Cockrell	Hughes	Parish	Waddell
Cook	Jeter	Patterson	Ward (Geneva)
Darden	Johnson	Pegues	Ware
Deloney	Jones (Cleburne)	Pitts	Weldon
Denson	Jordan (Etowah)	Powell	Winn
Desear	Jordan (Washington)	Quillin	

—83

And on motion of Mr. Tompkins the Bill H. 93 was ordered sent forthwith to the Senate without Engrossment.

H. 87. Recognizing, ratifying, and confirming the consolidation of the State Bar with The Alabama State Bar Association, under the name of "The Alabama State Bar Association" and under the Constitution and By-laws as adopted by said consolidated body, effected in pursuance of Section 20 of An Act of the Legislature of Alabama, approved August 9, 1923, entitled: "An Act to provide for the organization, regulation and government of the State Bar including admissions and disbarments of law-

yers." (Acts Alabama 1923, p. 100), as said Act was amended by An Act of the Legislature of Alabama, approved September 26, 1923, entitled: "An Act to amend Section 8 of an Act entitled 'An Act to provide for the organization, regulation and government of the State Bar Association, including admissions and disbarments of lawyers,' approved August 9th 1923." (Acts Alabama 1923, p. 587), which Section 20 is compiled and arranged as Section 6239 of the Code of Alabama of 1923.

Was read a third time at length and passed.

Yeas, 69; Nays, 0.

Yeas:

Messrs:

Mr. Speaker	Denson	Kirkpatrick	Parish
Adcock	Desear	Langdon	Patterson
Allen	Edwards	Lawler	Pegues
Anderson	Fite	Lee	Quillin
Ashcraft	Frey	Lovelace	Reeder
Baldwin	Golson	Luck	Ringer
Bartlett	Goode	McAdory	Rivers
Beebe	Goodwyn	Martin	Rogers (Elmore)
Brunson	Graves	Merrill	Rogers (Mobile)
Bryant	Grove	Miller (Sumter)	St. John
Burns	Gullatt	Molette	Sanders (Pike)
Byars	Hightower	Morrow	Smith
Carter	Hollis	Moxley	Vickers
Christian	Howard	Mullen	Waddell
Cockrell	Hubbard	Nipper	Ward (Tuscaloosa)
Cook	Jeter	Norman	Ware
Darden	Johnson	Owens	Weldon
Deloney			

—69

On motion of Mr. Tompkins the Bill H. 87 was ordered sent forthwith to the Senate without Engrossment.

H. 115. To amend Section 952, Code of Alabama 1923.

Was read a third time at length and passed.

Yeas, 47; Nays, 27.

Yeas:

Messrs:

Adcock	Denson	Jordan (Etowah)	Owens
Allen	Desear	Kirkpatrick	Patterson
Anderson	Edmundson	Langdon	Pitts
Ashcraft	Fite	Lee	Reeder
Baldwin	Frey	Lovelace	Rogers (Elmore)
Bartlett	Goode	Luck	Rogers (Mobile)
Beebe	Goodwyn	McAdory	Smith
Bryant	Guy	Merrill	Stewart (Calhoun)
Burns	Hampton	Miller (Sumter)	Vickers
Carter	Harwood	Molette	Ware
Darden	Hughes	Mullen	Weldon
Deloney	Jeter	Nipper	

—47

Nays:

Messrs.:

Cannon	Hollis	Norman	Simpson
Christian	Howard	Parish	Stephens
Cockrell	Howell	Quillin	Stewart (Bibb)
Cook	Johnson	Rankin	Thompson
Golson	Jones (Clebune)	Ringer	Tompkins
Grove	Jordan (Washington)	Sanders (Conecuh)	Webb
Hightower	Moxley	Sanders (Pike)	

—27

On motion of Mr. Ware the Bill H. 115 was ordered sent forthwith to the Senate without Engrossment.

RECOMMITTAL OF BILL

On motion of Mr. Moxley the Bill:

H. 277. To amend section 156 of the Code of Alabama.

Was recommitted to the Standing Committee on Privileges and Elections.

MESSAGE FROM THE SENATE.

Mr. Speaker:

The Senate has concurred in and adopted the report of the Committee on Conference on the disagreement of the two houses on the House amendment to the Bills:

S. 16. To further regulate the working of convicts in Alabama, and provide penalties for violations of such regulations.

S. 100. To further regulate the custody, care, maintenance and use of the county convicts by the several counties of the State and by the State through its State Board of Administration, and to repeal all laws and parts of laws in conflict herewith.

Said Conference report being in the following words and figures to-wit:

To the Presiding Officer of the Senate:

Montgomery, Alabama.

February 10, 1927.

We, your Committee on Conference, having under consideration Senate Bill 16 and Senate Bill 100, beg leave to report that we have been unable to reconcile the differences between the two houses on said bills. We therefore recommend the appointment of a new Conference Committee for the further consideration of these bills, and the discharge of the present Committee.

Respectfully submitted,

Chas. B. Teasley,

J. M. Bonner,

W. B. Nolen,

Committee on part of the Senate.

A. M. Tunstall,

Hugh D. Merrill,

W. Y. Lovelace,

Committee on part of the House.

And requests a new committee of Conference for the further consideration of said amendment.

And the President of the Senate has appointed as Conferrees on the part of the Senate Messrs Teasley, Young and Williams.

And sends said report herewith to the House.

J. E. Speight,
Secretary.

SENATE MESSAGE

The House, having heretofore adopted the Report of the Committee of Conference on the disagreement of the two Houses on the House amendments to the Bills, S. 16, and S. 100, acceded to the request of the Senate for a new Committee of Conference.

And the Speaker of the House appointed as a new Committee of Conference on the part of the House on the disagreement of the two Houses on the House amendments to the Bills S. 16 and S. 100 Messrs. Tunstall, St. John and Waddell.

BILLS INDEFINITELY POSTPONED

On motion of Mr. Simpson the Bills:

By Mr. Simpson:

H. 140. To alter or rearrange the boundary line of the town of Inglenook, Jefferson County, Alabama, so as to exclude from the said town of Inglenook certain territory described herein and now included within the corporate limits of said town of Inglenook.

By Mr. Simpson:

H. 141. To alter or rearrange the boundary line of the town of Tarrant City, Jefferson County, Alabama, so as to include within said town of Tarrant City certain additional territory described herein.

Were indefinitely postponed.

MESSAGE FROM THE SENATE.

Mr. Speaker:

The Senate has amended as therein shown and, as amended, has concurred in and adopted the following House Joint Resolution.

H. J. R. 19 Relative to the creation of certain Recess Committees of the Legislature.

And returns same herewith to the House.

J. E. Speight,
Secretary.

SENATE MESSAGE

The H. J. R. 19 and the Senate amendment to the H. J. R. 19 was referred to the Standing Committee on Rules of the House by the Speaker of the House. Said Senate amendment to the H. J. R. 19 being as follows:

SENATE SUBSTITUTE FOR HOUSE JOINT RESOLUTION NO. 19.

Be it Resolved by the House, the Senate concurring, that House Joint Resolution No. 19 be amended so as to read as follows:

"There are hereby created the following Recess Committees or Commissions of the Legislature of Alabama, to-wit:

"1. Judiciary, to be composed of two members of the Senate, to be appointed by the President of the Senate, and three members of the House, to be appointed by the Speaker of the House.

"2. Ways and Means, to be composed of six members of the Senate to be appointed by the President of the Senate, and nine members of the House, to be appointed by the Speaker of the House.

"3. Education, to be composed of two members of the Senate, to be appointed by the President of the Senate and three members of the House to be appointed by the Speaker of the House.

"4. Agriculture, to be composed three members of the Senate, to be appointed by the President of the Senate and six members to be appointed by the Speaker of the House.

"5. Business Administration of the State, to be composed of two members of the Senate, to be appointed by the President of the Senate and three members of the House to be appointed by the Speaker of the House.

Resolved, Further, That the president pro-tem of the Senate and the Speaker of the House shall be ex-officio members of the said several committees.

Resolved, Further, That the members of the said several committees shall be paid on the certificate of the Chairman thereof, the same per diem, expense and mileage, while actually engaged as members of the Legislature are now paid, except in cases of adjournment exceeding three days; and the said committees shall each have authority to employ, at reasonable compensation, a competent stenographer for such time as may be necessary for the expeditious discharge of the duties of the Committee; and the said committee shall have power to summon witnesses and call for books and papers; and do and perform such other acts as may be necessary to a full, complete and detailed investigation, study and report on the subjects herein referred to. If in the judgment of any committee it shall be necessary to travel away from the Capitol in making any investigation, then necessary

travel expenses shall be paid in addition to the compensation above fixed.

Resolved, Further, That the said committees shall make full reports and recommendations regarding their findings, together with bills which in their judgment are proper to bring about the ends sought by their recommendations.

Resolved, Further, That the duties of said committees shall be as follows:

"1. Judiciary: To consider all questions concerning the judicial system of the State, organization of the courts, enforcement of criminal laws, procedure, and all matters affecting the administration of justice.

"2. Ways and Means: To consider all questions of finance and taxation and the raising of revenue for the State, together with a complete revision of the system for raising revenue by taxation, or otherwise.

"3. Education: To consider the matter of public education in the State of Alabama, and the system of laws regarding the same, and particularly, to study the School Code of Alabama.

"4. Agriculture: To consider all matters pertaining to the Agricultural welfare of the farming interests of the State of Alabama.

"5. Business Administration of the State: To investigate each and every department of the State, and the business organization thereof, including the business organization of the State Senate and the House of Representatives, the expenditure therein, for what purpose, and how paid, and any abuse, waste or improper use of public funds or property. The Committee shall report upon the present efficiency of the various departments and their employees, and shall recommend such economies as can be put into effect without detriment to the public service.

Resolved, Further, That it is the duty of the said several committees to make their several investigations and prepare their reports at a conveniently early date, and in such time that their reports may be on file at the reconvening of the Legislature at its adjourned session.

Resolved, Further, That the foregoing is not intended to include or prejudice the several and separate matters covered by and provided for in H. J. R. 25, S. J. R. 10, 25, 26 and 28 and S. B. 74.

ADJOURNMENT

On motion of Mr. Jeter the House adjourned until Friday February the 11th at 10:30 A. M.

SIXTEENTH DAY

House of Representatives.
Montgomery, Alabama.
Friday, February 11th, 1927.

The House met pursuant to adjournment.

PRAYER.

The session was opened with prayer by Rev. Mr. Mullen of the House.

ROLL CALL.

On a call of the roll of the House the following members answered to their names:

Messrs.:			
Mr. Speaker	Goode	Luck	Rogers (Elmore)
Adcock	Goodwyn	McAdory	Rogers (Mobile)
Allen	Graves	Martin	St. John
Anderson	Grove	Matthews	Sanders (Conecuh)
Ashcraft	Gullatt	Merrill	Sanders (Pike)
Baldwin	Guy	Miller (Marengo)	Sanderson
Bartlett	Hampton	Miller (Sumter)	Shepherd
Beebe	Harwood	Molette	Shivers
Brunson	Hawkins	Monk	Simpson
Bryant	Hightower	Morrow	Smith
Burleson	Hollis	Moxley	Starnes
Burns	Howard	Mullen	Stephens
Byars	Howell	Nipper	Stewart (Bibb)
Cannon	Hubbard	Norman	Stewart (Calhoun)
Carter	Hughes	Owens	Thompson
Christian	Jeter	Parish	Tompkins
Cockrell	Johnson	Patterson	Tunstall
Cook	Jones (Bullock)	Pegues	Vickers
Darden	Jones (Cleburne)	Pitts	Waddell
Deloney	Jordan (Etowah)	Poole	Wallace
Denson	Jordan (Washington)	Powell	Ward (Geneva)
Desear	Kirkpatrick	Quillin	Ward (Tuscaloosa)
Edmundson	Langdon	Rankin	Webb
Edwards	Lawler	Reeder	Ware
Fite	Lee	Ringer	Weldon
Frey	Lovell	Rivers	Winn
Golson			

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A quorum was present.

JOURNAL.

The Chairman of the Standing Committee on the Revision of the Journal made the following report:

REPORT OF STANDING COMMITTEE ON REVISION OF THE JOURNAL

Mr. Speaker:

Your standing committee on Revision of the Journal begs leave to report that said committee has carefully examined the Journal of the House for the Fifteenth legislative day, and finds same correct.

R. G. Langdon,
Chairman.

The report of the committee was concurred in and adopted and the Journal for the Fifteenth Legislative day was approved.

REPORT OF STANDING COMMITTEE ON ENROLLED BILLS

Mr. Speaker:

Your Standing Committee on Enrolled Bills reports that it has examined the following House Bills:

H. 170. To amend Sections 6383 and 6384 of the Code of Alabama of 1923.

Also:

H. 244. To amend an Act entitled An Act to create and establish a board of county commissioners in and for Madison County, Alabama, in the place and stead of the board of revenue of Madison county now existing in said county, and abolishing said board of revenue in Madison county; to divide said county of Madison into five districts, defining the boundaries thereof; defining the jurisdiction of said board of county commissioners, fixing their compensation; conferring upon said board of county commissioners all the jurisdiction, powers and authority granted by law to county commissioners, boards of revenue or other governing bodies of like name or authority in this State; and to authorize said board of county commissioners for the purpose of maintaining the public roads, bridges and ferries of Madison County to impose a tax on gasoline, woco-pep or other substitute therefor sold in the county not to exceed three cents per gallon and to provide the machinery for its collection; authorizing the appointment of said board of county commissioners of a clerk, and a supervisor of public roads; providing for the holding of monthly meetings of said board of commissioners and providing for the repeal of all laws in conflict with this Act; providing for the appointment, nomination and election of said board of commissioners approved September 20th, 1923, by amending Sections 3, 7, 11, 12½, 14, 15, and 16, and by adding thereto Section 8½.

Also:

H. 253. To relieve the tax assessor of Etowah County from the duty of preparing a book of assessments and in lieu thereof to

arrange in alphabetical order, according to beats, the original assessment lists and have same permanently bound and kept as permanent record and prepare tax collector's abstracts from said assessment lists.

Also:

H. 262. To regulate further the financing of public improvements, to permit the reduction or abatement of assessments therefor in certain cases, to provide for the refunding of bonds issued therefor and to validate proceedings heretofore taken relating thereto in cities having a population of as many as twenty-five thousand and less than fifty thousand people according to the last Federal census or any such census which may hereafter be taken.

Also:

H. 96. To make an appropriation of Two Hundred and Fifty Thousand (\$250,000.00) Dollars, or so much thereof as may be necessary, out of any funds in the State Treasury not otherwise appropriated, to defray the expenses of the present Session of the Legislature and the Recess Committees raised by the Legislature.

And find same correctly enrolled.

Robt. B. Harwood,
Chairman.

SIGNING OF BILLS

The Speaker of the House in the presence of the House, immediately after the titles had been publicly read by the Clerk, the reading at length having been dispensed with by a two-thirds vote of a quorum present, signed the Bills, the titles to which are set out in the above and foregoing report of the Standing Committee on Enrolled Bills.

MESSAGE FROM THE SENATE

Mr. Speaker:

The Senate had concurred in and adopted the amendment proposed by His Excellency, The Governor, to the following House Joint Resolution:

H. J. R. 25. Relative to appointment of a joint committee to investigate county affairs in Jefferson County, Alabama.

By a vote of a majority of the whole number elected to the Senate; said vote being Yeas, 23, Nays, 0.

And said resolution, as thus amended, by the amendment of His Excellency, The Governor, was again read a third time at length and adopted by a vote of a majority of the whole number elected to the Senate; said vote being Yeas, 23, Nays, 0.

And returns same herewith to the House.

J. E. Speight,
Secretary.

MESSAGE FROM THE SENATE

Mr. Speaker:

The Senate has concurred in and adopted the following House Joint Resolution:

H. J. R. 26. Relative to display of the U. S. and Alabama flags.

And returns same herewith to the House.

J. E. Speight,
Secretary.

RESOLUTIONS.

The following resolutions were introduced:

By Mr. Lee:

H. R. 50. Resolved that the following bills be made the Paramount and continuing order of business on this day immediately following the disposition of the Confederate Pension Bill; namely:

Senate Bill Number 108, "To amend An Act approved September 29th, 1923, entitled: "An act to provide for and regulate further the Banking Department of the State of Alabama to the end of better regulating the examinations and supervisions of banks and banking in this State." This bill deals with the office force of the State Superintendent of Banks.

Senate Bill Number 109, "To amend Sections 6279, 6280, 6281 and 6300 of the Code of Alabama, relating to State Banking laws." This bill deals with the re-organization of the State Banking Board.

And the resolution was referred to the Standing Committee on Rules.

By Rules Committee:

H. R. 51. Be it resolved that Senate Bill 120 providing for the designation, nomination and election by number of judges in Judicial circuits now or hereafter composed of one County having more than two judges and less than nine judges, be and is hereby made a special and continuing order of business of the House on the 16th Legislative day, immediately after the report of the Committee on Revision of the Journal, the public welfare demanding it.

And the resolution was adopted.

By Mr. Grove:

H. J. R. 52. Resolved by the House, the Senate concurring that when the two Houses adjourn today they adjourn to meet Tuesday, February 15th, 1927, at 2 o'clock P. M.

And the resolution was adopted.

INTRODUCTION OF BILLS

On a call of Counties Bills were introduced, severally read one time and referred to appropriate Standing Committee as follows:

By Mr. Howard:

H. 321. To further regulate marriage in this State.

Judiciary.

By Mr. Denson:

H. 322. To regulate the practice of General Contracting; and to establish a license Board; and to define its duties and powers; and to dispose of the revenue derived therefrom.

Manufacturing.

By Mr. Anderson:

H. 323. To provide additional State aid for the erection of rural schoolhouses costing not less than Ten Thousand (\$10,000.00) Dollars and stating the conditions under which such additional aid is available.

Appropriations.

By Mr. Ward of Tuscaloosa (With notice and proof):

H. 324. To authorize and empower the Board of Revenue of Tuscaloosa County to use the portion, or so much thereof as may be necessary, of the funds derived from the excise tax on gasoline, or other liquid motor fuels, levied under the Act of the Legislature of Alabama, approved February 10, 1923, entitled, "An Act imposing an excise tax on persons, corporations, partnerships, companies, agencies or associations engaged in the business of selling or distributing gasoline, or other liquid motor fuels, in this State—providing for the collection and payment of such tax and the distribution of the funds derived therefrom and fixing penalties for the violation of any of the provisions of this Act, which is to be paid to Tuscaloosa County under the provisions of Section 83 of the Act of the Legislature of Alabama, approved August 22, 1923, entitled, "An Act in reference to, and to further provide for, the general revenue of the State of Alabama," for the purpose of paying interest on, and establishing a sinking fund for the retirement of, any bonds of Tuscaloosa County which have been sold, or which hereafter may be sold to provide funds for paving, or aiding in the paving, of any public roads in Tuscaloosa County which are, or hereafter may be, designated as State Aid Roads by the State Highway Commission of Alabama, and which the State Highway Commission with State funds, or State and Federal Aid funds, has improved and has let contracts for paving, or which it may hereafter improve and let contracts for paving.

Local Legislation.

Notice and proof H. B. 324.

NOTICE

Notice is hereby given of the intention to apply to the Legislature of Alabama, at the session convening on the 11th day of January, 1927, for the enactment of a local law in substance as follows:

Be it Enacted by the Legislature of Alabama:

Section 1. That the Board of Revenue of Tuscaloosa County be, and hereby is, empowered to use the portion, so much thereof as may be necessary, of the funds derived from the excise tax on gasoline, or other liquid motor fuels, levied under the Act of the Legislature of Alabama, approved February 10, 1923, entitled, "An Act imposing an excise tax on persons, corporations, partnerships, companies, agencies or associations engaged in the business of selling or distributing gasoline, or other liquid motor fuels, in this State—providing for the collection and payment of such tax and the distribution of the funds derived therefrom and fixing penalties for the violation of any of the provisions of this Act," which is to be paid to Tuscaloosa County under the provisions of Section 83 of the Act of the Legislature of Alabama, approved August 22, 1923, entitled, "An Act in reference to, and to further provide for, the general revenue of the State of Alabama." for the purpose of paying interest on, and establishing a sinking fund for the retirement of, any bonds of Tuscaloosa County which have been sold, or which may hereafter be sold to provide funds for paving, or aiding in the paving, of any public roads in Tuscaloosa County which are, or hereafter may be, designated as State Aid Roads by the State Highway Commission of Alabama, and which the State Highway Commission with State funds, or State and Federal Aid funds, has improved and has let contracts for paving, or which it may hereafter improve and let contracts for paving.

Section 2. That all laws and parts of laws in conflict with the provisions of this Act be, and hereby are, repealed, insofar as they apply to Tuscaloosa County.

Board of Revenue,
Of Tuscaloosa County, Alabama.

STATE OF ALABAMA,

Tuscaloosa County.

Before me, the undersigned Annie Belle Whitson, a Notary Public in and for said State and County, personally appeared Aaron Miller, who being duly sworn, deposes and says that, he is the publisher of the Tuscaloosa News, a newspaper published in the City of Tuscaloosa, County of Tuscaloosa, that the above and foregoing notice of intention to apply to the Legislature of Alabama for the enactment of the local law set out in said notice—the above and foregoing being an excerpt from the columns of said newspaper, was published in said Tuscaloosa News once a week for four consecutive weeks, the first publication being made in the issue of said newspaper of January 11, 1927, the second publication in the issue of said newspaper of January 18, 1927, the third publication in the issue of said newspaper of January 25, 1927, and the fourth publication in the issue of said newspaper of February 1st, 1927.

Aaron Miller.

Sworn to and subscribed before me this the 10th day of February, 1927.

Annie Belle Whitson,
Notary Public.

By Mr. Powell (With notice and proof) :

H. 325. To repeal an Act entitled an Act to amend Sections 1, 2, 6, 7, 9, 11, 15, 24, 25 and 38 of an act entitled an act to better

provide for establishing, working and maintaining public roads and bridges in Walker County, Alabama, approved March 6, 1903."

Local Legislation.

Notice and proof H. B. 325.

NOTICE

Notice is hereby given that a bill will be introduced in the Legislature in substance as follows:

AN ACT

To repeal an Act Entitled "An Act to amend Sections 1, 2, 6, 7, 9, 11, 15, 24, 25 and 38 of an act entitled an act to better provide for establishing, working and maintaining public roads and bridges in Walker County, Alabama, approved March 6, 1903."

Section 1. Be it enacted by the Legislature of Alabama, That an act, entitled, "An act to amend Sections 1, 2, 6, 7, 9, 11, 15, 24, 25, and 38 of an act to better provide for establishing, working and maintaining the public roads and bridges in Walker County, Alabama, approved March 6, 1903" which said act was approved August 2, 1907, be and the same is hereby repealed.

J. B. Powell.

THE STATE OF ALABAMA,

Walker County.

Before me, the undersigned authority in and for said State and County, this day personally appeared L. S. Richardson, Business Manager of The Mountain Eagle, a newspaper published at Jasper, Walker County, Alabama, who, being duly sworn, says that the Legal Notice, copy of which is hereto attached was published in the said Mountain Eagle once a week for four consecutive weeks namely Jan. 19th, Jan. 26th, Feb. 2nd and Feb. 9th, 1927.

L. S. Richardson,
Business Manager.

Sworn and subscribed to before me, this 9 day of February, 1927.

Thelma Baird,
Notary Public.

By Mr. Beebe (With notice and proof):

H. 326: To abolish the Court of County Commissioners of Baldwin County, Alabama; to establish a Board of Revenue for said County in lieu of the Court of County Commissioners to provide for the appointment and election of the principal judge and associate members thereof; to prescribe and limit their duties, powers, jurisdiction, authority and privileges; to fix their compensation and to divide the County of Baldwin into four Board of Revenue Districts; to provide a clerk and assistant clerk for the said Board of Revenue and to fix their duties and compensation and to provide for a County Engineer as Superintendent of Roads and to repeal all laws in conflict with the provisions of this act.

Local Legislation.

Notice and proof H. 326:

NOTICE OF LOCAL BILL

Notice is hereby given that there will be introduced in the Legislature of Alabama at its 1927 session a local bill to be entitled "an act to abolish the Court of County Commissioners of Baldwin County, Alabama, to establish a Board of Revenue for said County, in lieu of the Court of County Commissioners; to provide for the appointment and election of the principal judge and associate members thereof; to prescribe and limit their duties, powers, jurisdiction, authority and privileges; to fix their compensation and to divide the County of Baldwin into four Board of Revenue Districts; to provide a clerk and assistant clerk for the said Board of Revenue and to fix their duties and compensation and to provide for a County Engineer and Superintendent of Roads and to repeal all laws in conflict with the provisions of this act," which said bill is substantially to provide as be substantially in the following words and figures:

A BILL

To be entitled An Act to ablish the Court of County Commissioners of Baldwin County, Alabama; to establish a Board of Revenue for said County in lieu of the Court of County Commissioners; to provide for the appointment and election of the principal judge and associate members thereof; to prescribe and limit their duties, powers, jurisdiction, authority and privileges; to fix their compensation and to divide the County of Baldwin into four Board of Revenue Districts; to provide a clerk and assistant clerk for the said Board of Revenue and to fix their duties and compensation and to provide for a County Engineer as Superintendent of Roads and to repeal all laws in conflict with the provisions of this act.

Be it enacted by the Legislature of Alabama:

Section 1. That there is hereby created in and for Baldwin County, Alabama, a court of record styled the Board of Revenue, which said Court shall be composed of the Judge of Probate as principal judge and four associate members.

Section 2. The said Board of Revenue shall have the authority, jurisdiction, power and duty:

To direct and control the property of Baldwin County, as it may deem expedient according to law, and in this direction and control it has the sole power to locate the courts in the rooms of the courthouse and to designate the rooms to be occupied by the different officers entitled to rooms therein, and to change the location of courts and designation of rooms for officers as it may deem best and most expedient, and this shall be done by order of the court entered upon its minutes at a regular term of the court;

It shall be the duty of the Court to provide a janitor for the courthouse and see that the janitor keeps clean and in a sanitary condition all the courthouse rooms, corridors, halls, and offices in the courthouse of said County;

To levy a general tax, for general, and a special tax, for special county purposes, according to the provisions of the laws of Alabama;

To examine, settle and to allow all accounts and claims chargeable against the County;

To audit and examine the accounts of all officers having the care, management, collection, or disbursement of money belonging to the County, or appropriated for its use and benefit, and may have the books of said officers audited and examined by accountants, when it deems the same necessary:

To make such rules and regulations for the support of the poor in the County as are not inconsistent with any law of the State.

To punish for contempt by fine, not exceeding \$10.00 and imprisonment not exceeding six hours.

To establish, abolish, enlarge, or change stock law districts in the manner provided by law;

To subpoena, examine and compel the attendance of witnesses, and the production of books and papers before the Board of Revenue in the same manner as the Probate Courts;

To contract and have made map or plat books showing all subdivisions of land that may have been heretofore or that may hereafter be made in said County;

To compromise on such terms as they may deem just all doubtful claims in favor of the County, when such claims arise on account of moneys heretofore paid, in good faith, by order of the Court of County Commissioners of Baldwin County, Alabama, or that may hereafter be paid in good faith by order of the Board of Revenue created by this act;

To make an appropriation not to exceed one thousand dollars (\$1,000.00) per year to install and maintain an exhibit of the agricultural and mineral resources of Baldwin County;

To make provision in accordance with the law of this State for paupers or indigent persons and to that end it may establish a poorhouse or may make appropriation in behalf of paupers or indigent persons entitled to relief from the County not exceeding Six Dollars (\$6.00) per calendar month for each person to meet the needs and expenses of such paupers or indigent persons; it shall not be lawful for the Board of Revenue to let to the lowest bidder the maintenance of the poor;

To pay the regular legal rate, for the advertising of notice and substance of local bills which may be introduced in the legislature for the benefit of Baldwin County or in reference to subjects or matters exclusively relating to the business affairs of said County;

To appropriate in each calendar year such sum of money as they may deem proper or expedient towards defraying the necessary expenses of the operation, support, upkeep and maintenance of each division of the naval militia of the State that may be located in said County;

To procure and provide a suitable number of telephones for the use of the officers of the County and the officers of the Circuit Court, for said County and to locate such telephones in the respective offices or at places accessible to such offices and to pay for the same out of the general funds of the County;

To make appropriations out of the County treasury to pay premiums on live stock that may be exhibited in live stock shows held in the County;

When the State or Federal authorities have taken up the work of farm demonstration, or the organization of farm life clubs for the promotion of agriculture, to appropriate for aiding such work such sum or sums as the Board of Revenue may deem adequate and necessary;

To expend money for the purpose of improving the sanitary condition of said county by laying trunk lines of sewers and constructing sewage disposal plants in localities contiguous to thickly populated communities and to prescribe the terms on which owners of houses or householders may connect with such lines of sewers; but no such lines of sewers shall be laid without the written approval of the executive officer of the State Board of Health, such approval to be based on the belief that the laying of any proposed line will materially improve health conditions;

To appropriate money to promote or enforce the health and quarantine laws of the state for the benefit of the County and its inhabitants when requested so to do by the State Board of Health;

To pay out of any funds of the County treasury, all the expenses including a reasonable attorney's incurred by the County Treasurer or County

Depository in resisting the payment of any warrant, where said resistance on the part of the County Treasurer or County Depository is successful;

To issue and sell any bonds which have been heretofore lawfully authorized to be issued and sold by the Court of County Commissioners or that may hereafter be lawfully authorized to be sold on behalf of said County;

To set aside, appropriate and use such part of the revenue of the County as may be deemed expedient for the purpose of creating a sinking fund for the payment of bonds or other indebtedness, and to invest such sinking fund in interest-bearing securities, or deposit the same on interest-bearing account, within the State, as said Court may deem wise;

To have a General Superintendent of the public roads, bridges and ferries within said County, and may construct new roads, bridges and ferries or change or discontinue old roads, bridges and ferries in said County, so as to render travel on the same as safe and convenient as practical; to this end the said Board of Revenue shall have all the legislative, judicial and executive powers now or that may hereafter be conferred upon, of the Court of County Commissioners and Boards of Revenue or like governing bodies of Counties; and the said Board of Revenue is a Court of unlimited jurisdiction and power as to the construction, maintenance and improvement of the public roads, bridges and ferries in said County, except as its jurisdiction or power may be limited by local or special statutes of the State; it may also establish, promulgate, and enforce rules and regulations, make and enter into such contracts as may be necessary, or as may be deemed necessary or advisable by such Board of Revenue, to build, construct and maintain a good system of public roads, bridges and ferries in said County, and regulate the use thereof; but no contract for the construction or repair of any public roads, bridges or bridge shall be made where the payment of the contract price for such work shall extend over a period of more than ten (10) years;

The Board of Revenue shall employ a competent engineer as superintendent of roads and bridges, who, under their direction and control, shall have general superintendence of all location, construction, maintenance and repair of roads, and bridges in said County; the Board of Revenue shall fix the salary of such engineer and prescribe duties, and may dismiss him at will;

To employ counsel for the Board of Revenue under such contract as it shall deem advantageous;

To have and to exercise the powers, jurisdiction, authority, duties and privileges, legislative, judicial, executive and ministerial that are now or may hereafter be conferred upon Court of County Commissioners, Boards of Revenue or other like governing bodies of the County.

Section 3. The Judge of Probate of Baldwin County as principal judge of the Board of Revenue shall be its presiding officer and shall sign the minutes of the proceedings of the Board of Revenue and shall be a member thereof and shall have the rights, power, authority, privileges and duties as a member thereof; and he shall sign all warrants drawn on the County Treasury and all orders drawn on the funds or disbursements of the County; and he shall sign all contracts entered into by the county and it shall be his duty to prepare the order of business and obtain the information for the sessions of the Board and see that all orders thereof are properly executed; and in addition thereto he shall perform all duties and have all rights, powers, jurisdiction and privileges that may now or hereafter be granted to and required of the Judge of Probate as principal judge of the Court of County Commissioners as to matters coming before courts of County Commissioners, except as otherwise provided in this act; and he shall exercise such jurisdiction, power, privileges and duties in the manner now or hereafter prescribed to the Judge of Probate as principal judge of the Court

of County Commissioners under the general laws of the State of Alabama; and he shall also be the clerk of the said Board of Revenue; and under the direction of such Board of Revenue as clerk, he shall keep the records and proceedings in well-bound volumes provided for that purpose and said records to be kept in the office of the Judge of Probate for examination by citizens of the County and other interested parties; and he shall perform such other duties as clerk as are required of him by said Board of Revenue; and whenever in the opinion of the said Board of Revenue the business of the County requires it, the Court may provide an assistant clerk, prescribe his duties, fix the term of his employment, and his compensation and may dismiss at will such assistant clerk; such assistant clerk shall perform such duties as shall be required of him in the name of the Probate Judge as clerk of said Board of Revenue and under the supervision and direction of Judge of Probate as clerk of said Board of Revenue.

Section 4. The Associate members of the Board of Revenue, individually and collectively, and as a Court shall have and exercise all the jurisdiction, power, duties, authority and privileges now or that may hereafter be granted and conferred upon Commissioners of the Court of County Commissioners under the general laws of the State of Alabama and they shall exercise such jurisdiction, power, authority and privileges in the manner now or hereafter prescribed by the general laws of the State of Alabama to Commissioners of the Courts of County Commissioners; and they individually and collectively and as a court shall be subject to all the disabilities, limitations, restrictions and penalties to which members of the County Commissioners are now and may hereafter be subject under the general laws of the State of Alabama.

Section 5. That all general laws hereinafter enacted in relation to the jurisdiction, power, duties and privileges and limitations, restrictions and penalties of the Court of County Commissioners or like governing bodies of the County or in relation to such Court or like governing bodies shall apply to and govern the Board of Revenue created by this Act, and the principal judge and associate members thereof.

Section 6. That the present Judge of Probate of Baldwin County and his successors in office shall be a member of said Board of Revenue and shall be its principal judge; that C. S. Tompkins of Stockton, Alabama, W. R. Lacky of Stockton, Alabama, J. W. Randall of Loxley, Alabama, and J. B. McGrew of Mifflin, Alabama, are each hereby named, declared and designated to be the associate members of said Board of Revenue for the respective terms named in this act, viz: J. W. Randall and C. S. Tompkins shall each hold office the first Monday after the Second Tuesday in January, 1929 or until their successors are elected and qualify; W. R. Lacky and J. B. McGrew shall each hold office until the first Monday after the second Tuesday in January, 1931, or until their successors are elected and qualify; provided the said designated associate members of said Board of Revenue must qualify as members of the Board of Revenue within fifteen (15) days after the approval of this act; in the event either of them shall not qualify within such time then the Governor of the State of Alabama shall fill such vacancy by appointment in the manner provided for appointment of members of the Court of County Commissioners under the general laws of this State.

Section 7. The Judge of probate as principal judge of the Board of Revenue created by this act and associate members of such Board of Revenue shall subscribe to the oath required of Commissioners of the Court of County Commissioners under the general laws of the State.

Section 8. Members of the Board of Revenue created by this act shall have the same qualifications as are now or may hereafter be prescribed for members of the Court of County Commissioners under the general laws of Alabama and in addition thereto they shall reside in and be a qualified

voter in the respective District from which they are elected. They shall be elected by the qualified electors of the County at large. The provision of this Section requiring the members of the Board to live within the respective districts from which they were elected shall not apply to the associate members named and designated herein, but for the term for which they are designated by this act, they may reside within any part of the County; and for the term for which they are herein designated they shall be designated as follows:—C. S. Thompkins shall be designated as Associate Member of the Board of Revenue from Board of Revenue District No. (1); W. R. Lackey shall be Designated as Associate Member of Board of Revenue from Board of Revenue District No. two (2); J. W. Randall shall be designated as Associate Member of the Board of Revenue from Board of Revenue District number three (No. 3); J. B. McGrew shall be designated as Associate Member of the Board of Revenue from Board of Revenue District No. Four (4).

Section 9. That the County of Baldwin be and is hereby divided into four (4) Board of Revenue Districts numbered one (1), two (2), three (3), four (4). Board of Revenue District number one (1) shall embrace that part of Baldwin County north of Township line dividing Townships (1) North and one (1) south; Board of Revenue District number two (2) shall embrace all that part of Baldwin County lying between the line dividing the township one (1) north and one (1) south and the Township line dividing Townships (3) and four (4) South; Board of Revenue District number three (3) shall embrace all that part of Baldwin County lying between Township line dividing Townships three (3) and four (4) south and the Township line dividing Township six (6) and seven (7) south; Board of Revenue District number four (4) shall embrace all that part of Baldwin County lying south of the Township line dividing Township six (6) and seven (7) south.

Section 10. That the term of the Judge of Probate as principal Judge of said Board of Revenue shall be co-extensive with his term as Judge of Probate; that term of office of the associate members of the Board of Revenue commencing with the expiration of the terms designated in Section 4 of this act, shall be four (4) years, or until their successors are elected and qualified. That at the regular election of State and County officers to be held on the first Tuesday after the first Monday in November, 1928, and every four (4) years thereafter there shall be elected an associate member of the Board of Revenue from each of the Board of Revenue Districts as designated herein as Districts one (1) and three (3), who shall succeed C. S. Thompkins and J. W. Randall, each of whom shall hold office for four (4) years and whose term of office shall commence on the first Monday after the second Tuesday in January succeeding their election; that at the regular election be held for State and County officers on the first Tuesday after the first Monday in November, 1930, and every four years thereafter there shall be elected an associate member of the Board of Revenue created under this act from each Board of Revenue District designated herein as Districts two (2) and four (4) who shall succeed W. R. Lackey and J. B. McGrew, whose term of office shall commence on the first Monday after the second (2) Tuesday in January next succeeding the election.

Section 11. In case of a vacancy in the office of associate member of the Board of Revenue of Baldwin County, Alabama, the Governor of Alabama shall fill such vacancy by appointment and the person so appointed shall hold office for the repainder of the term of the sasociated member in whose place he shall be appointed.

Section 12. No member of the Board of Revenue shall discharge the duties either as deputy or principal in any other office.

Section 13. The Probate Judge and two (2) associate members of the Board of Revenue or any three (3) associate members without the Judge of Probate shall constitute a quorum.

Section 14. The regular session of the Court shall be the second Mondays in February, May, August and November, and they shall continue to sit from day to day until the business of the Court shall have been attended to; and they may adjourn to meet at a later date by resolution entered upon the minutes of the Court and no notice of such adjourned meeting shall be necessary.

Section 15. That the Judge of Probate as principal judge of said Court shall receive as compensation for his services required under this act the same salary, fees and compensation now or that may hereafter be allowed to the Judge of Probate for like service as principal judge of the Court of County Commissioners under the general laws of the State of Alabama; the associate members of such Court shall each receive a salary of Twelve Hundred and no-100 Dollars (\$1200.00) per annum as full compensation for the services required under this act, such salary to be paid in monthly instalments of One Hundred Dollars (\$100.00) payable out of the General Treasury of the County in the manner now or hereafter required for the payment of compensation to Commissioners of the Court of County Commissioners; Provided that such per diem fees, salaries and other compensations as are now or shall hereafter be allowable to them as a Board of Review or other like body under the general laws of the State of Alabama shall be in addition to the salary herein provided.

Section 16. Whenever in his judgment the Judge of Probate as principal judge or in the judgment of two (2) associate members of such Board of Revenue as special session is necessary or desirable, they may call a special meeting of the Board of Revenue upon three (3) days notice by advertisement in some newspapers published in the County or by posting at the courthouse door or two (2) other public places in the County; the sessions of the Board of Revenue shall be held at the courthouse of said County.

Section 17. That the Court of County Commissioners of Baldwin County as now existing shall be and is hereby abolished.

Section 18. That nothing in this act shall invalidate or abridge any legal contract, agreement or obligation heretofore entered into by or for the Court of County Commissioners on behalf of the County and all such obligations on behalf of the County shall be binding upon the Board of Revenue created by this Act.

Section 19. That if any section, paragraph or division of this act shall be declared unconstitutional or void for any reason, it shall not effect the validity of the remaining sections, paragraphs, provisions or portions of this act.

Section 20. That all laws and parts of laws, general, local or special in conflict with the provisions of this act be and the same hereby are repealed.

Section 21. That this act shall take effect immediately upon its approval.

AFFIDAVIT OF PUBLICATION

STATE OF ALABAMA,

Baldwin County.

R. B. Vail, being duly sworn, deposes and says that he is the Publisher of the Baldwin Times, a Weekly Newspaper published at Bay Minette, Baldwin County, Alabama; that the notice hereto attached of Notice of Bill to abolish Court of County Commissioners and establish Board of Revenue was

published in said newspaper for four consecutive weeks in the following issues:

Date of first publication: January 20th, 1927, Vol. 37, No. 51.

Date of second publication: January 27th, 1927, Vol. 37, No. 52.

Date of third publication: February 3rd, 1927, Vol. 38, No. 1.

Date of fourth publication: February 10th, 1927, Vol. 38, No. 2.

Subscribed and sworn to before the undersigned this 10th day of February, 1927.

R. B. Vail,
Publisher.

Ursula Osear,

Notary Public, Baldwin County, Ala.

(Seal)

By Mr. Jones of Bullock:

H. 327. To regulate the sale and exchange of gasoline, benzine, naphtha and other liquid motor fuels and provide for a legal standard and for inspection of such products.

Manufacturing.

BILLS ON SECOND READING.

Mr. Moxley, Chairman of the Standing Committee on Public Health, reported that said Committee in session had acted on the following bill and ordered same returned to the House with a favorable report:

S. 150. To amend Section 1063 of the Code "County Quarantine Officers; How appointed, Salary, Etc.

Mr. Lovelace, Chairman of the Standing Committee on Forestry and Conservation, reported that said Committee in session had acted on the following bill and ordered same returned to the House with a favorable report:

H. 304. To prohibit the possession, transportation or sale of seedlings, saplings or trees removed without the consent of the owner of the land upon which grown.

Mr. Grove, Chairman of the Standing Committee on Seaport, Harbors and Maritime Commerce, reported that said Committee in session had acted on the following bill and ordered same returned to the House with a favorable report:

S. 61: To have the State of Alabama negotiate the purchase from the United States Government, Fort Morgan, which is being abandoned as a fortress, and the same to be used as a recreational center and play ground for the people of Alabama.

The above and foregoing Bills were severally read a second time and placed on the Calendar.

BILLS REPORTED ADVERSELY.

Mr. Ware, Chairman of the Standing Committee on Appropriations reported that said Committee in session had acted on

the following bill and ordered same returned to the House with an adverse report:

S. 38. To provide for the revision, codification, and promulgation of the game and fish laws of this State, both civil and criminal, and to make an appropriation for the expenses of same.

BILL TAKEN FROM ADVERSE CALENDAR

On motion of Mr. Morrow, the bill:

H. 218. To create the Alabama Memorial Building Commission, to prescribe its powers and duties and to make an appropriation in aid thereof.

Was taken from the adverse Calendar and re-referred to the Standing Committee on Capitol and Capitol Grounds.

RECOMMITTAL OF BILLS.

On motion of Mr. Ware, the bill:

H. 248. To create a Building Committee to be composed of members of the present Alabama Memorial Commission, to contract for and supervise the building and furnishing of a building to be known as the Alabama Memorial Building, and to be clothed with the full authority and power for and in behalf of the State of Alabama, to perform all necessary acts looking to the carrying out of the intents of this Act and to provide an appropriation for the building and to provide necessary funds for the erection of said building.

Was re-committed to the Standing Committee on Capitol and Capitol Grounds.

On motion of Mr. Reeder, the bills:

S. 108. To amend An Act approved September 29, 1923, entitled: "An Act to provide for and regulate further the Banking Department for the State of Alabama to the end of better regulating the examinations and supervisions of banks and banking in this State."

Also:

S. 109. To amend Sections 6279, 6280, 6281, and 6300 of the Code of Alabama, relating to State banking laws.

Were re-committed to the Standing Committee on Banks and Banking.

NOTICE TO TAKE BILL FROM ADVERSE CALENDAR

Mr. Jeter gave notice that on the next Legislative Day he would move to take S. B. 38 from the Adverse Calendar and place said Bill S. 38 on the regular Calendar of the House.

MESSAGE FROM THE SENATE

Mr. Speaker:

The Senate has passed the follownig House Bill and returns same herewith to the House:

H. 238. To repeal an Act entitled "An Act to provide and require the payment in cash only of fines and forfeitures accruing or becoming due to Dale County, Alabama, or to the State of Alabama for the use of Dale County."

H. 212. To alter, to rearrange the boundaries of the town of Homewood, Jefferson County, Alabama.

H. 181. To provide additional duties and confer additional powers on each member of the court of county commissioners of Talladega County, Alabama, in supervising the construction, maintenance and upkeep of the roads and bridges in his district, and to fix the salary and compensation of said commissioners.

H. 261. To further provide for the compensation of official court reporters in all judicial circuits of the State of Alabama which now or hereafter may be composed of only one county having more than two and less than nine circuit judges.

H. 199. For the relief of Claudia Smith, Custodian of the funds of the Inferior Court of Autauga County, Alabama, and to authorize the payment out of the funds the sum of \$380.00, for services rendered as Custodian of said funds for a period of time beginning Oct. 1st, 1923 and ending Jan. 1st, 1927 at the rate of \$10.00 per month.

J. E. Speight,
Secretary.

SPECIAL ORDER

The House proceeded to the consideration of the Special Order which was the Bill:

H. 117. (With substitute): To amend Sections 2948 and 2973 of the Code of Alabama, 1923.

The question was upon the adoption of the substitute reported by the Standing Committee on Pensions, Said substitute being as follows:

SUBSTITUTE TO HOUSE BILL 117

A BILL

To be entitled An Act To amend Sections 2948 and 2973 of the Code of Alabama 1923.

Be it enacted by the Legislature of Alabama:

1. That Section 2948 of the Code of Alabama 1923 be amended so as to read as follows: 2948 (2017) Classification and A-

mount Paid. That all soldiers and sailors who are entitled to benefits of this article who are now on the pension rolls or who may hereafter be placed on the pension rolls of this State shall constitute Class A and shall receive \$40.00 per month to be paid quarterly. All widows of Confederate soldiers or sailors now on the pension rolls or who may hereafter be placed on the pension rolls under the existing laws of this State shall be divided into three classes as follows: Widows of the age of eighty years and over or who are totally blind shall constitute Class 1 and shall receive \$75.00 quarterly; widows who are between seventy years of age and eighty years of age shall constitute Class 2 and shall receive \$45.00 quarterly; widows under seventy years of age shall constitute Class 3 and shall receive \$30.00 quarterly.

2. Be it further enacted by the Legislature of Alabama that Section 2973 of the Code of Alabama 1923 be amended so as to read as follows: 2973 (1995) Special Appropriation for Confederate Soldiers and Sailors and Widows of Confederate Soldiers and Sailors. There is annually appropriated out of the Treasury of Alabama for the relief of Confederate soldiers and sailors and the widows of Confederate soldiers and sailors who are now on the pension rolls of Alabama or who may be placed on the pension rolls and who are entitled to receive pensions under existing laws of this State, such sum as when added to the receipts to the one mill soldier tax fund in the State Treasury will be necessary to meet the requirements of pensions to be paid under the laws of this State. Provided that in no fiscal year shall such amount inclusive of the receipts to the one mill soldier tax fund exceed the sum of two million two hundred and seventy five Thousand (\$2,275,000.00) dollars. Provided further that the provisions of this act shall not become effective until April 1st, 1927.

And provided further that any part of such supplemental appropriation not necessary in any one year to meet the requirements of the pension laws shall remain in, revert to or become a part of the general funds of the State Treasury.

3. That all laws and parts of laws in conflict with the provisions of this act, be and the same, are hereby repealed.

And the substitute was adopted.

Yeas, 101; Nays, 0.

Yeas:

Messrs.:

Mr. Speaker
Adcock
Allen
Anderson
Ashcraft
Baldwin

Bartlett
Beebe
Brunson
Bryant
Burleson
Burns

Byars
Cannon
Carter
Christian
Cockrell
Cook

Darden
Deloney
Denson
Desear
Edwards
Fite

Frey	Jordan (Etowah)	Norman	Shepherd
Golson	Jordan (Washington)	Owens	Shivers
Goode	Kirkpatrick	Parish	Simpson
Goodwyn	Langdon	Patterson	Smith
Grove	Lawler	Pegues	Starnes
Gullatt	Lee	Pitts	Stephens
Guy	Lovelace	Poole	Stewart (Calhoun)
Hampton	Luck	Powell	Thompson
Harwood	McAdory	Quillin	Tompkins
Hawkins	Martin	Rankin	Tunstall
Hightower	Merrill	Reeder	Vickers
Hollis	Miller (Marengo)	Ringer	Waddell
Howard	Miller (Sumter)	Rivers	Wallace
Howell	Molette	Rogers (Elmore)	Ward (Geneva)
Hubbard	Monk	Rogers (Mobile)	Ward (Tuscaloosa)
Hughes	Morrow	St. John	Ware
Jeter	Moxley	Sanders (Conecuh)	Webb
Johnson	Mullen	Sanders (Pike)	Weldon
Jones (Bullock)	Nipper	Sanderson	Winn
Jones (Cleburne)			

—101

And said Bill:

H. 117. (With substitute): To amend Sections 2948 and 2973 of the Code of Alabama, 1923.

As amended by the substitute reported by the Standing Committee on Pensions was read a third time at length and passed.

Yeas, 101; Nays, 0.

Yeas:

Messrs.:

Mr. Speaker	Goode	Luck	Rogers (Elmore)
Adcock	Goodwyn	McAdory	Rogers (Mobile)
Allen	Grove	Martin	St. John
Anderson	Gullatt	Merrill	Sanders (Conecuh)
Ashcraft	Guy	Miller (Marengo)	Sanders (Pike)
Baldwin	Hampton	Miller (Sumter)	Sanderson
Bartlett	Harwood	Molette	Shepherd
Beebe	Hawkins	Monk	Shivers
Brunson	Hightower	Morrow	Simpson
Bryant	Hollis	Moxley	Smith
Burleson	Howard	Mullen	Starnes
Burns	Howell	Nipper	Stephens
Byars	Hubbard	Norman	Stewart (Calhoun)
Cannon	Hughes	Owens	Thompson
Carter	Jeter	Parish	Tompkins
Christian	Johnson	Patterson	Tunstall
Cockrell	Jones (Bullock)	Pegues	Vickers
Cook	Jones (Cleburne)	Pitts	Waddell
Darden	Jordan (Etowah)	Poole	Wallace
Deloney	Jordan (Washington)	Powell	Ward (Geneva)
Denson	Kirkpatrick	Quillin	Ward (Tuscaloosa)
Desear	Langdon	Rankin	Ware
Edwards	Lawler	Reeder	Webb
Fite	Lee	Ringer	Weldon
Frey	Lovelace	Rivers	Winn
Golson			

—101

And on motion of Mr. Adcock the Bill H. 117 was ordered sent forthwith to the Senate without Engrossment.

BILLS ON THIRD READING

H. 19. To amend Section 8605 of the 1923 Code of Alabama.
Was read a third time at length and passed.
Yeas, 80; Nays, 1.

Yeas:

Messrs.:

Mr. Speaker	Goodwyn	Lovelace	Rogers (Elmore)
Adcock	Grove	McAdory	Rogers (Mobile)
Allen	Gullatt	Martin	St. John
Anderson	Hampton	Miller (Marengo)	Sanders (Conecuh)
Ashcraft	Harwood	Miller (Sumter)	Sanderson
Bartlett	Hightower	Monk	Smith
Beebe	Hollis	Morrow	Starnes
Brunson	Howard	Moxley	Stephens
Bryant	Hubbard	Mullen	Stewart (Bibb)
Burleson	Hughes	Nipper	Stewart (Calhoun)
Burns	Jeter	Norman	Thompson
Cannon	Johnson	Owens	Tompkins
Carter	Jones (Bullock)	Parish	Vickers
Cockrell	Jones (Cleburne)	Patterson	Waddell
Cook	Jordan (Etowah)	Pegues	Wallace
Darden	Jordan (Washington)	Pitts	Ward (Geneva)
Denson	Kirkpatrick	Quillin	Ward (Tuscaloosa)
Edwards	Langdon	Rankin	Ware
Frey	Lawler	Ringer	Weldon
Goode	Lee	Rivers	Winn

—80

Nays: Mr. Fite.—1.

On motion of Mr. Darden the Bill H. 19 was ordered sent forthwith to the Senate without engrossment.

H. 289. To repeal an Act "To establish in precinct 9 in Covington County, Alabama, an Inferior Court in lieu of all Justices of the Peace and Notaries Public with the powers of a Justice of the Peace in the said precinct, to be known as the Inferior Court of Florala, to define the jurisdiction and powers of said court and judge thereof," approved August 22, 1923.

Was read a third time at length and passed.

Yeas, 65; Nays, 0.

Yeas:

Messrs.:

Mr. Speaker	Beebe	Carter	Desear
Adcock	Bryant	Cook	Fite
Allen	Burns	Darden	Frey
Baldwin	Byars	Deloney	Golson
Bartlett	Cannon	Denson	Goode

Goodwyn	Langdon	Mullen	Rivers
Graves	Lawler	Nipper	St. John
Gullatt	Lee	Norman	Shivers
Guy	Lovelace	Owens	Simpson
Hawkins	Luck	Parish	Smith
Hollis	McAdory	Pegues	Starnes
Howard	Martin	Pitts	Stephens
Howell	Merrill	Poole	Ware
Hubbard	Molette	Powell	Webb
Hughes	Monk	Reeder	Weldon
Jeter	Morrow	Ringer	Winn
Johnson			

—65

And on motion of Mr. Baldwin the Bill H. 289 was ordered sent forthwith to the Senate without engrossment.

S. 68. (With Amendment): To amend Section 4039 of the Code of 1923.

Was taken up. The question was upon the adoption of the amendment reported by the Standing Committee on Judiciary. Said amendment being as follows:

HOUSE COMMITTEE AMENDMENT TO SENATE BILL 68

Amend Senate Bill 68 by adding thereto the following section:

3. Provided that no fees of a Circuit Solicitor or trial tax, whether heretofore accrued or hereafter accruing, shall be taxed against or paid out of the fine and forfeiture funds of any county.

And the amendment reported by the Standing Committee on Judiciary was adopted.

Yeas, 67; Nays, 0.

Yeas:

Messrs:

Mr. Speaker	Edwards	Jordan (Washington)	Quillin
Adcock	Fite	Kirkpatrick	Rankin
Allen	Frey	Langdon	Ringer
Anderson	Golson	McAdory	Rivers
Ashcraft	Goodwyn	Merrill	Rogers (Elmore)
Baldwin	Grove	Miller (Marengo)	Rogers (Mobile)
Bartlett	Gullatt	Monk	St. John
Beebe	Harwood	Morrow	Sanders (Conecuh)
Brunson	Hightower	Moxley	Smith
Bryant	Hollis	Mullen	Starnes
Burleson	Howard	Norman	Stewart (Calhoun)
Burns	Hubbard	Owens	Tompkins
Cannon	Jeter	Parish	Ward (Geneva)
Carter	Johnson	Patterson	Ward (Tuscaloosa)
Cockrell	Jones (Bullock)	Pegues	Ware
Cook	Jones (Cleburne)	Pitts	Weldon
Darden	Jordan (Etowah)	Poole	

—67

And said Bill:

S. 68. (With Amendments.): To amend Section 4039 of the Code of 1923, as amended by the amendment reported by the Standing Committee on Judiciary was read a third time at length and passed.

Yeas, 70; Nays, 1.

Yeas:

Messrs.:

Mr. Speaker	Edwards	Langdon	Ringer
Adcock	Fite	McAdory	Rivers
Anderson	Frey	Martin	Rogers (Elmore)
Ashcraft	Goodwyn	Merrill	Rogers (Mobile)
Baldwin	Grove	Miller (Marengo)	Sanders (Pike)
Bartlett	Gullatt	Monk	Sanderson
Beebe	Harwood	Morrow	Smith
Brunson	Hightower	Moxley	Starnes
Bryant	Hollis	Mullen	Stephens
Burleson	Howard	Norman	Stewart (Calhoun)
Burns	Howell	Owens	Thompson
Cannon	Hughes	Parish	Tompkins
Carter	Jeter	Patterson	Wallace
Christian	Johnson	Pegues	Ward (Geneva)
Cockrell	Jones (Cleburne)	Pitts	Ward (Tuscaloosa)
Cook	Jordan (Etowah)	Poole	Ware
Darden	Jordan (Washington)	Quillin	Weldon
Denson	Kirkpatrick		

—70

Nays:—Mr. Rankin—1.

H. 69. To amend Section 3238 of the Code of Alabama. Was read a third time at length and passed.

Yeas, 76; Nays, 0.

Yeas:

Messrs.:

Mr. Speaker	Frey	McAdory	Rogers (Elmore)
Adcock	Golson	Martin	Rogers (Mobile)
Allen	Goodwyn	Merrill	St. John
Anderson	Grove	Miller (Marengo)	Sanders (Conecuh)
Bartlett	Gullatt	Miller (Sumter)	Sanders (Pike)
Beebe	Harwood	Monk	Sanderson
Brunson	Hawkins	Moxley	Smith
Bryant	Hightower	Mullen	Starnes
Burleson	Hollis	Nipper	Stephens
Burns	Howard	Norman	Stewart (Bibb)
Cannon	Hubbard	Owens	Stewart (Calhoun)
Carter	Jeter	Parish	Thompson
Cockrell	Johnson	Patterson	Tompkins
Cook	Jones (Bullock)	Pegues	Waddell
Darden	Jones (Cleburne)	Pitts	Ward (Geneva)
Deloney	Jordan (Etowah)	Quillin	Ward (Tuscaloosa)
Denson	Jordan (Washington)	Rankin	Ware
Edwards	Kirkpatrick	Ringer	Weldon
Fite	Langdon	Rivers	Winn

—76

And on motion of Mr. St. John the Bill H. 69 was ordered sent forthwith to the Senate without engrossment.

H. 285. To amend Sections 88 and 89 of Chapter 9 of the Code.

Was read a third time at length and passed.

Yeas, 69; Nays, 0.

Yeas:

Messrs.:

Mr. Speaker	Edwards	Jordan (Washington)	Rankin
Adcock	Fite	Kirkpatrick	Ringer
Allen	Frey	Langdon	Rivers
Anderson	Golson	McAdory	Rogers (Elmore)
Ashcraft	Goode	Martin	Rogers (Mobile)
Baldwin	Goodwyn	Merrill	Sanders (Pike)
Beebe	Grove	Miller (Marengo)	Sanderson
Brunson	Gullatt	Miller (Sumter)	Shivers
Bryant	Harwood	Moxley	Smith
Burleson	Hawkins	Mullen	Starnes
Burns	Hightower	Nipper	Stephens
Cannon	Hollis	Norman	Thompson
Carter	Howard	Owens	Tompkins
Cockrell	Johnson	Parish	Ward (Tuscaloosa)
Cook	Jones (Bullock)	Patterson	Ware
Darden	Jones (Cleburne)	Pegues	Weldon
Deloney	Jordan (Etowah)	Pitts	Winn
Denson			

—69

And on motion of Mr. Goodwyn the Bill H. 285 was ordered sent forthwith to the Senate without engrossment.

REPORT OF STANDING COMMITTEE ON ENROLLED BILLS

Mr. Speaker:

Your Standing Committee on Enrolled Bills reports that it has examined the following House Bill:

H. 212. To alter, to rearrange the boundaries of the town of Homewood, Jefferson County, Alabama.

And finds same correctly enrolled.

Robt. B. Harwood,
Chairman.

SIGNING OF BILLS

The Speaker of the House in the presence of the House, immediately after the title had been publicly read by the Clerk, the reading at length having been dispensed with by a two-thirds vote of a quorum present, signed the Bill, the titles to which is set out in the above and foregoing report of the Standing Committee on Enrolled Bills.

REPORT OF CONFERENCE COMMITTEE

Mr. Tunstall from the Committee of Conference on the disagreement of the two Houses on the House amendment to the Bill:

S. 16. "To further regulate the working of convicts in Alabama, and provide penalties for violations of such regulations"

Made the following report:

To the Speaker of the House of Representatives:

We, your Committee of Conference, having under consideration Senate Bill 16, beg leave to report as follows:

That the House recede from the amendments heretofore adopted.

That the House amend Section 1 so as to read as follows:

"Section 1. From and after June 30, 1928, it shall be unlawful to work any convict, State or County, in any coal mine of Alabama."

That the House amend Section 2 so as to read as follows:

"Section 2. That from and after June 30, 1928, it shall be unlawful to hire or lease for any purpose, any convict, State or County,"

That the House adopt said amendments and pass the bill as amended.

That the Senate concur in said amendments and pass the bill as amended.

All of which is respectfully submitted, this February 11, 1927.

(Signed)

Travis Williams,

Oliver E. Young,

Committee on the part of the Senate.

(Signed)

A. M. Tunstall,

F. E. St. John,

B. DeG. Waddell,

Committee on the part of the House.

And on motion of Mr. Tunstall the House concurred in and adopted the Report of the Committee of Conference on the disagreement of the two Houses on the House amendment to the Bill S. 16.

Yeas, 83; Nays, 5.

Yeas:

Messrs.:

Mr. Speaker
Adcock

Allen

Anderson

Ashcraft

Baldwin

Bartlett

Beebe

Brunson

Bryant

Burleson

Burns

Byars

Cannon

Carter

Christian

Cook

Darden

Deloney

Denson

Edwards

Fite

Goode

Goodwyn

Grove	Jordan (Etowah)	Parish	Smith
Gullatt	Jordan (Washington)	Patterson	Stephens
Guy	Kirkpatrick	Pegues	Stewart (Bibb)
Hampton	Langdon	Pitts	Stewart (Calhoun)
Harwood	Lawler	Poole	Thompson
Hawkins	Martin	Rankin	Tompkins
Hightower	Merrill	Reeder	Tunstall
Hollis	Miller (Marengo)	Ringer	Vickers
Howard	Miller (Sumter)	Rivers	Wallace
Howell	Monk	Rogers (Elmore)	Ward (Geneva)
Hubbard	Moxley	Rogers (Mobile)	Ward (Tuscaloosa)
Hughes	Mullen	St. John	Ware
Johnson	Nipper	Sanders (Pike)	Weldon
Jones (Bullock)	Norman	Sanderson	Winn
Jones (Clebune)	Owens	Simpson	

—83

Nays:

Messrs.: .

Cockrell

Jeter

Quillin

Starnes

Frey

—5

REPORT OF CONFERENCE COMMITTEE

Mr. Tunstall from the Committee of Conference on the disagreement of the two Houses on the House amendment to the Bill:

S. 100. To further regulate the custody, care, maintenance and use of the County Convicts by the several counties of the State and by the State through its State Board of Administration, and to repeal all laws and parts of laws in conflict herewith.

Made the following report:

To the Speaker of the House of Representatives:

We, your Committee of Conference, having under consideration Senate Bill 100, beg leave to report as follows:

That the House recede from its amendment to said bill.

That Section 9 of said bill be amended by the House so as to read as follows:

"Section 9. Nothing in this act shall prevent any county or counties of this State from keeping or working its or their county convicts according to the law as it now exists or may hereafter be enacted and no county convict shall be worked in any coal mine or worked under lease to any person, firm or corporation after June 30, 1928. Provided, However, that the Governor of Alabama is empowered and is hereby authorized to order any or all county convicts who are now working or who may hereafter work in the coal mines of Alabama or under lease to any person, firm or corporation, removed from said mines and from said employment and declare any and all contracts under which said convicts are working or may hereafter work terminated and on ninety (90) days notice to the persons, firms or corporations

so working said convicts, order and direct the State Board of Administration to take charge of said convicts under the terms and provisions of this bill."

That Section 12 of said bill be amended by the House so as to read as follows:

"Section 12. That this act shall be in full force and effect insofar as its terms are applicable from and after the date of its approval by the Governor."

That the House pass said bill as amended.

That the Senate concur in each and all of the foregoing amendments and pass the bill as amended.

All of which is respectfully submitted, this February 11, 1927.

(Signed)

Travis Williams,

Oliver E. Young,

Committee on the part of the Senate.

(Signed)

A. M. Tunstall,

F. E. St. John,

B. deG. Waddell,

Committee on the part of the House.

And on motion of Mr. Tunstall the House concurred in and adopted the report of the Committee of Conference on the disagreement of the two Houses on the House amendment to the Bill S. 100.

Yeas, 85; Nays, 4.

Yeas:

Messrs.:

Mr. Speaker	Fite	Lawler	Rogers (Mobile)
Adcock	Goode	Lee	St. John
Allen	Goodwyn	Lovelace	Sanders (Conecuh)
Anderson	Grove	Martin	Sanders (Pike)
Ashcraft	Gullatt	Merrill	Sanderson
Baldwin	Guy	Miller (Marengo)	Simpson
Bartlett	Hampton	Miller (Sumter)	Smith
Beebe	Harwood	Monk	Stephens
Brunson	Hawkins	Moxley	Stewart (Bibb)
Bryant	Hightower	Mullen	Stewart (Calhoun)
Burleson	Hollis	Nipper	Thompson
Burns	Howard	Owens	Tompkins
Ryars	Howell	Parish	Tunstall
Cannon	Hubbard	Pegues	Vickers
Carter	Johnson	Pitts	Waddell
Christian	Jones (Bullock)	Poole	Wallace
Cockrell	Jones (Cleburne)	Rankin	Ward (Geneva)
Cook	Jordan (Etowah)	Reeder	Ward (Tuscaloosa)
Darden	Jordan (Washington)	Ringer	Ware
Deloney	Kirkpatrick	Rivers	Weldon
Denson	Langdon	Rogers (Elmore)	Winn
Edwards			

Nays:

Messrs.:

Frey

Jeter

Quillin

Starnes

—4

Bills on Third Reading—

S. 105. To authorize leaves of absence of employees of the State on full pay, who are members of the American Legion, and members of the American Legion Auxiliary, for the purpose of attending the National Legion Convention in Paris.

Was read a third time at length and passed.

Yeas, 72; Nays, 1.

Yeas:

Messrs.:

Mr. Speaker	Fite	Kirkpatrick	Quillin
Adcock	Frey	Langdon	Reeder
Allen	Golson	Lawler	Ringer
Anderson	Goodwyn	Lovell	Rivers
Ashcraft	Grove	McAdory	Rogers (Elmore)
Baldwin	Gullatt	Martin	Rogers (Mobile)
Beebe	Hampton	Miller (Sumter)	Sanders (Concuh)
Bryant	Harwood	Monk	Sanders (Pike)
Burleson	Hightower	Morrow	Sanderson
Burns	Hollis	Mullen	Starnes
Carter	Howard	Nipper	Stephens
Christian	Hubbard	Norman	Stewart (Calhoun)
Cockrell	Hughes	Owens	Thompson
Cook	Jeter	Parish	Tompkins
Darden	Jones (Bullock)	Patterson	Vickers
Deloney	Jones (Clebune)	Pegues	Ward (Geneva)
Denson	Jordan (Etowah)	Pitts	Ware
Edwards	Jordan (Washington)	Powell	Winn

—72

Nays: Mr. Cannon—1.

H. 91. To amend Section 6898 of the Code of Alabama of 1923, relating to the recording of conditional sales and lease contracts.

Was taken up. Mr. Gullatt offered the following amendment to the Bill H. 91.

AMENDMENT TO HOUSE BILL NO. 91.

To amend House Bill 91, by striking therefrom the words fifty thousand, where it may appear and to substitute in lieu thereof the words twenty-five thousand.

And on motion of Mr. Tompkins the amendment offered by Mr. Gullatt was laid upon the table.

And on motion of Mr. Tompkins the Bill H. 91 was indefinitely postponed.

MESSAGE FROM THE SENATE

Mr. Speaker:

The Senate has passed the following House Bills and returns same herewith to the House:

H. 224. To amend Sections 12, 16 and 21, and repeal Section 23, and add Section 13½ to, an Act entitled An Act: "To establish an inferior court to be known as the inferior court of Athens, Alabama, in lieu of all justices of the peace and notaries public with power of justices of the peace in Athens Precinct No. 1, which lies within or partly within Athens, the county seat of Limestone County, Alabama, said county seat having a population of 1,500 or more according to the last Federal census; to define the jurisdiction of powers of said court and the judges and officers of said court and the manner of their appointment or election and the payment of their salaries; and to define the jurisdiction and powers of said court and the judge thereof, approved October 6, 1920.

H. 223. To amend Sections 10 and 20, and add Section 24½ to an act entitled An Act "To provide for the better buildings maintenance and protection of the public roads and bridges and ferries of Limestone County; to provide funds, regulations and penalties to carry the provisions and purposes of this act into effect; to provide for the appointment of a county engineer and to fix his duties", approved September 19, 1923.

H. 240. To repeal an act entitled "An Act to provide for the collection of a per capita road tax and for a license tax on all vehicles, including vehicles propelled by animals, electricity, gasoline or other power whatsoever, to be used for the maintenance, building, upkeep and repair of public roads and bridges in Dale County, Alabama; to prescribe the manner and means of raising or collecting such tax; to provide for and regulate the working, building, maintenance, and upkeep of the public roads and bridges and to provide and fix penalties for the violation of the provisions and purposes of this Act."

J. E. Speight,
Secretary.

BILLS ON THIRD READING

S. 120. To provide for the designation, nomination and election by member of judges in judicial circuits now or hereafter composed of one county having more than two judges and less than nine judges.

Was taken up. Mr. Grove moved that said Bill S. 120 be re-committed to the Standing Committee on Judiciary and on motion of Mr. Rogers of Mobile the motion of Mr. Grove was laid upon the table.

Yeas, 41; Nays, 24.

*Yeas:**Messrs.:*

Mr. Speaker	Goode	Lee	Rogers (Elmore)
Adcock	Goodwyn	Lovelace	Rogers (Mobile)
Allen	Gullatt	Merrill	St. John
Beebe	Harwood	Miller (Sumter)	Simpson
Brunson	Hightower	Morrow	Stewart (Calhoun)
Christian	Hollis	Owens	Tompkins
Cook	Johnson	Parish	Tunstall
Deloney	Jones (Bullock)	Pitts	Vickers
Denson	Jordan (Washington)	Powell	Ward (Geneva)
Edmundson	Langdon	Rivers	Weldon
Frey			

—41

*Nays:**Messrs.:*

Anderson	Byars	Hughes	Ringer
Ashcraft	Cannon	Jones (Clebune)	Sanders (Pike)
Bartlett	Carter	Monk	Sanderson
Bryant	Cockrell	Mullen	Stewart (Bibb)
Burleson	Darden	Nipper	Ward (Tuscaloosa)
Burns	Grove	Norman	Ware

—24

And said Bill:

S. 120. To provide for the designation, nomination and election by member of judges in judicial circuits now or hereafter composed of one county having more than two judges and less than nine judges.

Was read a third time at length and passed.

Yeas, 65; Nays, 1.

*Yeas:**Messrs.:*

Mr. Speaker	Deloney	Jones (Bullock)	Powell
Adcock	Denson	Jones (Clebune)	Reeder
Allen	Edmundson	Jordan (Washington)	Ringer
Anderson	Goode	Langdon	Rivers
Ashcraft	Goodwyn	Lee	Rogers (Elmore)
Bartlett	Gullatt	Lovelace	Rogers (Mobile)
Beebe	Hampton	Merrill	St. John
Brunson	Harwood	Miller (Marengo)	Sanders (Pike)
Burleson	Hawkins	Miller (Sumter)	Simpson
Burns	Hightower	Monk	Stewart (Calhoun)
Byars	Hollis	Morrow	Tompkins
Cannon	Howard	Mullen	Tunstall
Carter	Hubbard	Owens	Vickers
Christian	Hughes	Parish	Ward (Geneva)
Cockrell	Jeter	Patterson	Ward (Tuscaloosa)
Cook	Johnson	Pitts	Ware
Darden			

—65

Nays:—Mr. Grove—1.

S. 129. To fix the salary of the deputy solicitor of Baldwin County, Alabama.

Was read a third time at length and passed.

Yeas, 65; Nays, 0.

Yeas:

Messrs.:

Mr. Speaker	Denson	Johnson	Owens
Adcock	Desear	Jones (Bullock)	Parish
Allen	Fite	Jones (Cleburne)	Poole
Anderson	Frey	Jordan (Etowah)	Rankin
Ashcraft	Golson	Jordan (Washington)	Reeder
Baldwin	Goode	Kirkpatrick	Ringer
Bartlett	Goodwyn	Langdon	Rivers
Beebe	Grove	Lawler	Smith
Bryant	Gullatt	Lee	Starnes
Burleson	Guy	Lovelace	Stephens
Burns	Hollis	Luck	Vickers
Byars	Howard	McAdory	Waddell
Cannon	Howell	Martin	Wallace
Carter	Hubbard	Merrill	Ware
Cook	Hughes	Monk	Weldon
Darden	Jeter	Norman	Winn
Deloney			

—65

H. 293. To provide for the working of all male inhabitants of Houston County, Alabama, between the ages of eighteen and forty-five years, on the public roads of said County; to provide for the levy and collection of a per capita road tax upon such persons in lieu of such road service; to be used for the maintenance, upkeep, building and repair of such public roads; to prescribe the manner and means of raising or collecting such tax, to provide for and regulate the working, building, maintenance and upkeep of the public roads of said county; and to provide and fix penalties for the violation of the provisions of this act.

Was read a third time at length and passed.

Yeas, 65; Nays, 0.

Yeas:

Messrs.:

Mr. Speaker	Christian	Goodwyn	McAdory
Adcock	Cockrell	Grove	Martin
Allen	Cook	Guy	Merrill
Bartlett	Darden	Hollis	Miller (Marengo)
Beebe	Deloney	Howard	Miller (Sumter)
Brunson	Denson	Hubbard	Molette
Bryant	Edmundson	Hughes	Monk
Burleson	Edwards	Jeter	Mullen
Burns	Fite	Johnson	Nipper
Byars	Frey	Lee	Norman
Cannon	Golson	Lovelace	Owens
Carter	Goode	Luck	Parish

Patterson	Sanders (Conecuh)	Smith	Tompkins
Rivers	Sanders (Pike)	Starnes	Wallace
Rogers (Elmore)	Shepherd	Stephens	Ward (Geneva)
Rogers (Mobile)	Simpson	Stewart (Calhoun)	Ward (Tuscaloosa)
St. John			

—65

And on motion of Mr. Tompkins the Bill H. 293 was ordered sent forthwith to the Senate without engrossment.

S. 125. To authorize and empower any political party hereafter holding a primary election under the primary election laws of Alabama for the nomination of its candidate for circuit judge to sit as of course in that branch or division of the circuit court which is now held or may hereafter be held at a place other than at the county site for the trial of cases arising within a designated portion of such county in circuits composed of only one county for which more than three judges are provided, to nominate its candidate for judge to sit as of course in such branch or division of such court exclusively by the vote of the qualified electors participating in such primary within such designated portion of such county where the cases arising therein are tried in such branch or division of such court.

Was read a third time at length and passed.

Yeas, 65; Nays, 0.

Yeas:

Messrs.:

Mr. Speaker	Edmundson	Jordan (Etowah)	Moxley
Allen	Fite	Jordan (Washington)	Mullen
Baldwin	Frey	Kirkpatrick	Owens
Bartlett	Golson	Langdon	Parish
Beebe	Goode	Lawler	Patterson
Brunson	Grove	Lee	Pegues
Bryant	Guy	Lovelace	Pitts
Burleson	Hampton	Luck	Poole
Burns	Hawkins	McAdory	Reeder
Byars	Hollis	Martin	Ringer
Cannon	Howard	Merrill	Rogers (Elmore)
Carter	Howell	Miller (Marengo)	Simpson
Cook	Hughes	Miller (Sumter)	Stewart (Bibb)
Darden	Jeter	Molette	Ware
Deloney	Jones (Bullock)	Monk	Weldon
Denson	Jones (Cleburne)	Morrow	Winn
Desear			

—65

S. 134. For the relief of James C. Williams.

Was read a third time at length and passed.

Yeas, 65; Nays, 0.

Yeas:

Messrs.:

Mr. Speaker	Anderson	Bartlett	Burns
Adcock	Ashcraft	Beebe	Byars
Allen	Baldwin	Brunson	Cannon

Cook	Jeter	Martin	Rogers (Mobile)
Edmundson	Johnson	Matthews	St. John
Fite	Jones (Bullock)	Merrill	Sanders (Conecuh)
Frey	Jones (Cleburne)	Miller (Marengo)	Sanders (Pike)
Golson	Jordan (Etowah)	Miller (Sumter)	Sanderson
Goode	Jordan (Washington)	Molette	Shepherd
Goodwyn	Kirkpatrick	Monk	Shivers
Grove	Langdon	Morrow	Simpson
Gullatt	Lawler	Moxley	Smith
Guy	Lee	Reeder	Starnes
Hampton	Lovelace	Ringer	Stephens
Harwood	Luck	Rivers	Thompson
Hawkins	McAdory	Rogers (Elmore)	Tunstall
Hughes			

—65

H. 296. To fix and regulate the fees of witnesses in criminal cases in the county court and circuit court of Lauderdale County, Alabama, and before the grand jury of said county, and to provide for the payment thereof and to provide for the collection of witness fees from defendant convicted and for the disposition of the same.

Was read a third time at length and passed.

Yeas, 65; Nays, 0.

Yeas:

Messrs.:

Mr. Speaker	Guy	Monk	St. John
Ashcraft	Hampton	Moxley	Sanderson
Beebe	Harwood	Mullen	Shepherd
Bryant	Hawkins	Nipper	Shivers
Burleson	Hightower	Owens	Simpson
Burns	Hollis	Parish	Smith
Byars	Howard	Patterson	Starnes
Cockrell	Howell	Pegues	Stephens
Cook	Hubbard	Pitts	Tunstall
Darden	Hughes	Poole	Vickers
Deloney	Jeter	Quillin	Waddell
Denson	Johnson	Rankin	Wallace
Desear	Lawler	Reeder	Ware
Fite	Lee	Ringer	Webb
Goode	Lovelace	Rivers	Weldon
Goodwyn	Molette	Rogers (Mobile)	Winn
Gullatt			

—65

And on motion of Mr. Reeder the Bill H. 296 was ordered sent forthwith to the Senate without engrossment.

MESSAGE FROM THE SENATE

Mr. Speaker:

The President of the Senate having signed the following Senate Bills, your signature thereto is requested:

S. 132. To provide for the building of a court house and jail for Jefferson County, Alabama, in the City of Birmingham,

- and to establish for the consummation of that purpose a Court House Commission; and to authorize said Commission to build a court house and jail for said county, to sell and convey certain court house properties now owned by the County, to acquire, if deemed necessary, a site for said constructions, or either of them; to designate the funds from which the cost and expense of said construction shall be paid, and to prescribe the powers and duties of the said Commission and the powers and duties of the Board of Revenue and Treasurer of said County, incident to the construction of said court house and jail.

Also:

S. 4. To provide for the election of a County Superintendent of Education for Cullman and Winston Counties, Alabama, by the qualified electors thereof; and to prescribe the duties and fix the term and compensation of such officers.

J. E. Speight,
Secretary.

SIGNING OF SENATE BILLS

The Speaker of the House in the presence of the House, immediately after the titles had been publicly read by the Clerk, the reading at length having been dispensed with by a two-thirds vote of a quorum present, signed the Bills, the titles to which are set out in the above and foregoing Message from the Senate.

BILLS ON THIRD READING

H. 124. To amend Sections 7167, 7168, 7171 and 7172 of Article 23, of the Code of Alabama of 1923.

Was read a third time at length and passed.

Yeas, 65; Nays, 0.

Yeas:

Messrs:

Mr. Speaker	Goode	Kirkpatrick	Pitts
Adcock	Goodwyn	Langdon	Powell
Anderson	Grove	Lee	Quillin
Ashcraft	Gullatt	Lovelace	Rankin
Baldwin	Hawkins	McAdory	Reeder
Beebe	Hightower	Martin	Ringer
Brunson	Hollis	Monk	Rivers
Bryant	Howard	Morrow	Sanders (Pike)
Burleson	Howell	Moxley	Sanderson
Burns	Hubbard	Mullen	Thompson
Carter	Hughes	Nipper	Tompkins
Christian	Jeter	Norman	Ward (Geneva)
Cockrell	Johnson	Owens	Ward (Tuscaloosa)
Deloney	Jones (Bullock)	Parish	Ware
Denson	Jones (Cleburne)	Patterson	Weldon
Frey	Jordan (Etowah)	Pegues	Winn
Golson			

And on motion of Mr. Sanderson the Bill H. 124 was ordered sent forthwith to the Senate without engrossment.

H. 301. To repeal an act to abrogate to and abolish the jurisdiction of Justices of the Peace and Notaries public with powers of Justices of the Peace in Morgan County, Alabama; of all criminal causes except as committing magistrates in felony cases.

Was read a third time at length and passed.

Yeas, 65; Nays, 0.

Yeas:

Messrs:

Mr. Speaker	Grove	Merrill	Shivers
Ashcraft	Gullatt	Molette	Simpson
Baldwin	Guy	Monk	Smith
Burleson	Hollis	Morrow	Starnes
Burns	Howard	Moxley	Stephens
Byars	Howell	Mullen	Thompson
Christian	Hughes	Patterson	Tompkins
Cockrell	Jeter	Pegues	Tunstall
Cook	Johnson	Pitts	Vickers
Darden	Langdon	Poole	Waddell
Deloney	Lawler	Rogers (Mobile)	Wallace
Denson	Lee	St. John	Ward (Geneva)
Edwards	Lovelace	Sanders (Conecuh)	Ward (Tuscaloosa)
Fite	McAdory	Sanders (Pike)	Ware
Frey	Martin	Sanderson	Weldon
Goode	Matthews	Shepherd	Winn
Goodwyn			

—65

And on motion of Mr. Burleson the Bill H. 301 was ordered sent forthwith to the Senate without engrossment.

H. 302. To further provide for the construction and maintenance of public roads and bridges for Morgan County, Alabama by fixing the age limits of those subject to road duty as twenty-one to fifty both inclusive; by providing regulations and penalties to carry the provisions of this act into effect; by prescribing the methods of warning road hands and method of receipting those who pay in lieu of working; by providing for overseers and fixing their duties and powers; by making it the duty of the respective members of the Board of Revenue jointly with their duly authorized overseers to prosecute all violators of road laws in Morgan County.

Was read a third time at length and passed.

Yeas, 65; Nays, 0.

Yeas:

Messrs:

Mr. Sneaker	Bartlett	Burns	Cockrell
Adcock	Beebe	Byars	Cook
Allen	Brunson	Cannon	Darden
Anderson	Bryant	Carter	Deloney
Ashcraft	Burleson	Christian	Denson

Edwards	Howell	Morrow	Ringer
Fite	Hubbard	Moxley	Rivers
Frey	Hughes	Mullen	Sanderson
Golson	Jeter	Nipper	Shepherd
Goode	Johnson	Norman	Shivers
Gullatt	McAdory	Owens	Simpson
Guy	Martin	Patterson	Smith
Hampton	Merrill	Pegues	Starnes
Harwood	Miller (Sumter)	Pitts	Stephens
Hawkins	Molette	Poole	Wallace
Hollis	Monk	Reeder	Weldon
Howard			

—65

And on motion of Mr. Patterson the Bill H. 302 was ordered sent forthwith to the Senate without engrossment.

H. 284. To authorize the sheriff of Walker County Alabama to appoint two special and general deputies, fix their tenure of office, prescribe their duties, fix their compensation and to authorize and require the Court of County Commissioners to pay the same by warrants drawn on the treasurer and paid out of the general funds of said County, and to require said deputies to give bonds in the sum of \$2,000.00 payable to said sheriff with conditions as required by Section 2595 of the Code of Alabama, 1923.

Was read a third time at length and passed.

Yeas, 65; Nays, 0.

Yeas:

Messrs:

Mr. Speaker	Gullatt	Molette	Starnes
Adcock	Guy	Monk	Stephens
Beebe	Hollis	Mullen	Stewart (Bibb)
Burns	Howard	Nipper	Stewart (Calhoun)
Byars	Howell	Norman	Thompson
Cannon	Jeter	Owens	Tompkins
Carter	Jones (Bullock)	Parish	Tunstall
Christian	Jones (Cleburne)	Powell	Vickers
Cockrell	Jordan (Washington)	Quillin	Waddell
Cook	Langdon	Reeder	Wallace
Darden	Lawler	Ringer	Ward (Geneva)
Deloney	Lee	Rivers	Ward (Tuscaloosa)
Denson	Martin	Rogers (Mobile)	Ware
Edwards	Merrill	Sanders (Conecuh)	Webb
Fite	Miller (Marengo)	Sanders (Pike)	Weldon
Goode	Miller (Sumter)	Shepherd	Winn
Grove			

—65

And on motion of Mr. Powell the Bill H. 284 was ordered sent forthwith to the Senate without engrossment.

MESSAGE FROM THE SENATE

Mr. Speaker:

The Senate has concurred in and adopted:

H. J. R. 52 Relative to adjournment of the two Houses until Tuesday, February 15, at 2 P. M.

And returns same herewith to the House.

J. E. Speight,
Secretary.

MESSAGE FROM THE SENATE

Mr. Speaker :

The Senate has originated and passed the following bills and sends same herewith to the House without engrossment:

By Mr. Nixon (with notice and proof) :

S. 157. To amend Section 6 of an Act entitled An Act, "To create and establish a board of revenue in and for Calhoun County, Alabama, in the place and stead of the court of county commissioners of Calhoun County, now existing in said county, and abolishing said court of county commissioners of said county; to divide the said county of Calhoun into five districts for the election of members of the said board of revenue, and fixing the boundaries of said district; defining the jurisdiction of said board of revenue and fixing their compensation, and conferring upon said board of revenue all the jurisdictions, powers and authority granted by law to courts of county commissioners, boards of revenues or other governing bodies of like kind and authority in the State of Alabama; constituting the first members of said board of revenue, and providing for the election of their successors, approved September 17, 1923.

With notice and proof thereto attached and herewith exhibited as follows:

NOTICE OF PUBLICATION

Notice is hereby given that the following bill will be introduced at the regular session of the Legislature of Alabama, which convenes Jan. 11, 1927.

AN ACT

To amend Section 6 of an act entitled an act, "To create and establish a Board of Revenue in and for Calhoun County, Alabama, in the place and stead of the Court of County Commissioners of Calhoun County, now existing in said county, and abolishing said court of County Commissioners of said county; to divide the said county of Calhoun into five districts for the election of members of said Board of Revenue, and fixing the boundaries of said districts; defining the jurisdiction of said board of Revenue and fixing their compensation, and conferring upon said Board of Revenue all the jurisdictions, powers and authority granted by law to courts of County Commissioners, Boards of Revenue, or other governing bodies of like kind and authority in the State of Alabama; constituting the first members of said Board of Revenue, and providing for the election of their successors," approved September 17, 1923.

Be it enacted by the Legislature of Alabama:

That section 6 of an act entitled an act: "To create and establish a Board of Revenue in and for Calhoun County, Alabama, in the place and

stead of the Court of County Commissioners of Calhoun County, now existing in said county, and abolishing said Court of County Commissioners of said county; to divide the said county of Calhoun into five districts for the election of members of the said Board of Revenue, and fixing the boundaries of said districts; defining the jurisdiction of said Board of Revenue and fixing their compensation, and conferring upon said Board of Revenue all the jurisdictions, powers and authority granted by law to courts of County Commissioners, Boards of Revenue, or other governing bodies of like kind and authority in the state of Alabama; constituting the first members of said Board of Revenue, and providing for the election of their successors," approved September 17th, 1923, be and the same is hereby amended to read as follows:

Section 6. The several members of said Board of Revenue shall receive as compensation for their services as such members, the sum of Seven Hundred and Fifty Dollars per annum, such compensation being payable out of the county treasury in twelve monthly installments upon the warrant of the Chairman of said Board of Revenue, to be issued at the first meeting of said Board following the first day of the month.

That each member of said Board of Revenue shall have full supervision of the public roads of his district, the buying of all material and supplies for such district, employing all foremen and laborers needed in such district by and with the consent of the other members of the Board, and for such services each member shall receive as ex-officio fees the sum of Five Hundred Dollars per annum, payable in quarterly payments out of the road funds of the county, at the end of each quarter, for the services rendered in looking after and inspecting the roads of his district.

Each member of the Board shall devote as much of his time in inspecting the roads and bridges of the county as may be essential to the best interests of the county, to the end that all roads and bridges may at all times be kept in a proper state of inspection and repair.

That each member of the Board, before entering on the duties of his office under this act, must give bond with a bonding company, qualified to do business in the State of Alabama, as surety, the Chairman to furnish bond in the sum of Five Thousand Dollars and each associate member, to furnish bond in the sum of Two Thousand Five Hundred Dollars, conditioned as provided in Section 2595, of the Code of Alabama, of 1923, which bond must be approved by the Judge of Probate, and recorded in his office, the premium of each of such bonds to be paid by the principals therein.

STATE OF ALABAMA, County of Calhoun,

Before me, Clara B. Wright, Notary Public in and for said state and county, personally appeared Chas. S. Leyden, Business Manager, of The Anniston Star, a daily newspaper published at Anniston, in said state and county, who being duly sworn, deposes and says that the attached notice, relative to "An act to amend section 6 of an act entitle an act to create and establish a Board of Revenue in and for Calhoun County, Alabama" was published in The Anniston Star on January 11th, 18th, 25th and February 1st, 1927.

Chas. S. Leyden.

Sworn to and subscribed before me this the 5th day of February, 1927.

Clara B. Wright,
Notary Public.

Also:

By Mr. Nixon (with notice and proof):

S. 158. To repeal an Act entitled An Act, "To establish the office of Road Supervisor in and for the County of Calhoun; to

prescribe his qualifications and duties, to fix his salary and to provide for the method of his election or appointment, approved August 30, 1923.

With notice and proof thereto attached and herewith exhibited as follows:

NOTICE OF PUBLICATION

Notice is hereby given that the following bill will be introduced at the regular session of the Legislature of Alabama, which convenes Jan. 11, 1927.

AN ACT

To repeal an act entitled an act, "To establish the office of Road supervisor in and for the county of Calhoun; to prescribe his qualifications and duties, to fix his salary and to provide for the method of his election or appointment," Approved Aug. 30, 1923.

Be it enacted by the legislature of Alabama:

That an act entitled an act, "To establish the office of road supervisor in and for the county of Calhoun; to prescribe his qualifications and duties, to fix his salary and to provide for the method of his election and appointment," approved August 30, 1922, be and the same is hereby repealed.

STATE OF ALABAMA,

County of Calhoun.

Before me, Clara B. Wright, Notary Public in and for said state and county, personally appeared Chas. S. Leyden, Business Manager, of the Anniston Star, a daily newspaper published at Anniston, in said state and county, who being duly sworn, deposes and says that the attached notice, relative to "An Act to repeal an act entitled an act to establish the office of Road Supervisor in and for the county of Calhoun" was published in The Anniston Star on January 11th, 18th, 25th and February 1st, 1927.

Sworn to and subscribed before me this the 5th day of February, 1927.

Chas. S. Leyden,
Clara B. Wright,
Notary Public.

Also:

By Mr. Warren:

S. 152. To amend Section 376 of the Code of Alabama.

J. E. Speight,
Secretary.

SENATE MESSAGE

The Senate Bills the titles to which are set out in the above and foregoing message from the Senate were severally read one time and referred to appropriate Standing Committees as follows:

Local Legislation: S. B. 157; S. B. 158.

Privileges and Elections: S. 152.

MESSAGE FROM THE SENATE

Mr. Speaker :

The Senate has passed the following House Bill and returns same herewith to the House.

H. 126. To authorize the Board of Education of any county, in order to acquire, construct or repair any public school building in any school district of such county or for paying for a public school building or buildings already built in any such district, or to raise money for any such purpose, to issue interest bearing school warrants.

J. E. Speight,
Secretary.

CERTIFICATE OF CLERK

To the House of Representatives :

I hereby certify that the bills hereinafter mentioned were delivered to the Executive Department on the dates and hours named, and that I hold the receipt of the Executive Department for same.

Delivered to Governor at Feb. 11, 1927 :

H. 170 at 11:10 A. M.

H. 253 at 11:10 A. M.

H. 244 at 11:10 A. M.

H. 96 at 11:00 A. M.

H. 262 at 11:10 A. M.

J. H. Stewart,
Clerk.

CERTIFICATE OF CLERK

To the House of Representatives :

I hereby certify that the bill hereinafter mentioned was delivered to the Executive Department on the date and hour named and that I hold the receipt of the Executive Department for same.

Delivered to Governor Feb. 11, 1927, at 12:50 P. M. H. 212.

J. H. Stewart,
Clerk.

BILL MADE SPECIAL ORDER

On motion of Mr. Denson the Bill S. 149 was made a special, paramount continuing order for the next Legislative Day immediately after the reports of Standing Committees.

ADJOURNMENT

On motion of Mr. Deloney the House, in accordance with H. J. R. heretofore adopted, adjourned until Tuesday February 15th, 1927 at 2 o'clock P. M.

SEVENTEENTH DAY

House of Representatives.
Montgomery, Alabama.
Tuesday, February 15th, 1927.

The House met pursuant to adjournment.

PRAYER.

The session was opened with prayer by Rev. J. C. Harrison of Montgomery.

ROLL CALL.

On a call of the roll of the House the following members answered to their names:

Messrs:			
Mr. Speaker	Goode	Luck	Rogers (Mobile)
Adcock	Goodwyn	McAdory	St. John
Allen	Graves	Martin	Sanders (Conecuh)
Anderson	Grove	Matthews	Sanders (Pike)
Ashcraft	Gullatt	Merrill	Sanderson
Baldwin	Guy	Miller (Marengo)	Shepherd
Bartlett	Hampton	Miller (Sumter)	Shivers
Beebe	Harwood	Molette	Simpson
Brunson	Hawkins	Monk	Smith
Bryant	Hightower	Morrow	Starnes
Burleson	Hollis	Moxley	Stephens
Burns	Howard	Mullen	Stewart (Bibb)
Byars	Howell	Nipper	Stewart (Calhoun)
Cannon	Hubbard	Norman	Thompson
Carter	Hughes	Owens	Tompkins
Christian	Jeter	Parish	Tunstall
Cockrell	Johnson	Patterson	Vickers
Cook	Jones (Bullock)	Pitts	Waddell
Darden	Jones (Cleburne)	Poole	Wallace
Deloney	Jordan (Etowah)	Powell	Ward (Geneva)
Denson	Jordan (Washington)	Quillin	Ward (Tuscaloosa)
Desear	Kirkpatrick	Rankin	Ware
Edmundson	Langdon	Reeder	Webb
Edwards	Lawler	Ringer	Weldon
Frey	Lee	Rivers	Winn
Golson	Lovelace	Rogers (Elmore)	

A quorum was present.

—104

JOURNAL.

The Chairman of the Standing Committee on Revision of the Journal made the following report:

REPORT OF COMMITTEE ON REVISION OF THE JOURNAL

Mr. Speaker:

Your standing committee on Revision of the Journal begs leave to report that said committee has carefully examined the Journal of the House for the Sixteenth legislative day, and finds same correct.

R. G. Langdon,
Chairman.

The report of the committee was concurred in and adopted and the Journal for the Sixteenth Legislative day was approved.

LEAVE OF ABSENCE

Was granted to Mr. Pegues indefinitely.

REPORT OF RULES COMMITTEE

Mr. Long, Chairman of the Standing Committee on Rules reported that said Committee in session had acted on the following Resolutions and ordered same returned to the House with a favorable report:

By Rules Committee:

H. R. 53. Resolved by the House, That after the recess the clerical assistants of the House shall be as follows:

Assistants to the Clerk of the House shall not exceed ten in number, who shall be appointed by the Clerk with the approval of the Speaker of the House.

Assistants to the Enrolling Clerk shall not exceed ten in number, who shall be appointed by the Enrolling Clerk with the approval of the Speaker of the House.

Assistants to the Engrossing Clerk shall not exceed ten in number, who shall be appointed by the Engrossing Clerk with the approval of the Speaker of the House.

And the Resolution was adopted.

By Rules Committee:

H. R. 54. Resolved that the following be made special, paramount continuing orders for the 17th Legislative Day immediately after disposition of pending special orders:

Senate Bill No. 149.

Senate Bill No. 81.

Senate Bill No. 40.

Senate Bill No. 103.

Senate Bill No. 104.

House Bill No. 107.

And the Resolution was adopted.

H. J. R. 29. House Joint, Concurrent Resolution by W. C. Beebe, to make a survey of the Oyster Bearing Waters in Bald-

win County, Alabama, similar to what has been done in Mobile County, Alabama, in the Bay of Mobile supplementing and completing the work that has already been accomplished, as well as in Mississippi Sound.

Whereas, the oyster beds and barren bottoms in Mississippi Sound in Mobile County, Alabama, were surveyed by the Department of Commerce and Labor, Bureau of Fisheries, which said survey was made in summer of 1910, and was completed in May, 1911.

And whereas, no survey was made at that time by the Department of Commerce and Labor, Bureau of Fisheries, of the natural oyster beds and barren bottoms, in Baldwin County, Alabama, in said waters,

Therefore, be it resolved by the House, the Senate concurring, That the Department of Commerce and Labor, Bureau of Fisheries, are earnestly requested to complete the survey of the natural oyster beds and barren bottoms of the Alabama waters in Baldwin County in said State, in Mobile Bay,

Be it Further Resolved, That the Governor of Alabama, and the Commission of Game and Fisheries in said State are hereby requested to have the Department of Commerce and Labor, Bureau of Fisheries to complete said survey in Baldwin County, Alabama, for the State of Alabama, said survey being of national, as well of State importance of increasing the supply and production of shell fish,

Be It Further Resolved, That the Honorable I. T. Quinn, Commissioner of Game and Fisheries, for the State of Alabama, is hereby authorized to go to Washington to present these Resolutions to Bureau of Fisheries, in said Department, urging the completion of said survey.

Be it Further Resolved, That copies of these resolutions shall be forwarded by the Hon. I. T. Quinn, to Senators Oscar W. Underwood and J. T. Heflin, and Congressmen John McDuffie, and Lister Hill.

And the resolution was adopted.

S. J. R. 10. Be it resolved by the Senate, the House concurring:

1st: That a joint committee of the Senate and House is hereby created, to consist of two members on the part of the Senate, to be appointed by the Presiding Officer of the Senate, and three members on the part of the House, to be appointed by the Speaker of the House, who shall elect one of their number as Chairman of such Committee:

2nd: It shall be the duty of this committee to investigate the School Text Books of the State as to whether or not any law has been violated as to carrying out any contracts in supplying school books to the State by the publisher, and to make any other in-

vestigation that may be advisable in making a full report of the Text Books of the State.

3rd: This committee shall have full power and authority to call for individuals, documents, books, papers and any other information deemed necessary in making such investigation,

4th: That it shall be the duty of said committee to make such recommendations to the Legislature from its findings as they may think best, and to make report in a reasonable time.

5th. That it shall have the power to employ a secretary who, with the committee, shall be paid a per diem and expenses in the same manner that other legislators and committees are paid.

And the Resolution was adopted.

RESOLUTIONS.

The following resolution was introduced.

By Mr. Lee:

H. R. 55. Resolved that the following bills be made the special order of business immediately after the report of the Committee on the Revision of the Journal on the Eighteenth Legislative Day.

Senate Bill No. 109, amending sections 6279, 6280, 6281, and 6300 of the Code of 1923. (relating to Banking Board).

Senate Bill No. 108, amending section 6284 of the Code of 1923, relates to organization of office force of Supt. of Banks.

And the Resolution No. 55 was referred to the Standing Committee on Rules.

INTRODUCTION OF BILLS

On a call of Counties Bills were introduced, severally read one time and referred to appropriate Standing Committee as follows:

By Mr. Fite:

H. 328. To prescribe what excise tax may be levied by Incorporated Cities and Towns in the State of Alabama on persons, corporations, co-partnerships, companies, agencies or associations engaged in the business of selling or distributing gasoline or other liquid motor fuels within the police jurisdiction of such incorporated cities and towns, and the purpose for which it may be levied and used, and prohibiting the levy or collection of any such tax by any county in this State.

Municipal Organization.

By Mr. Fite:

H. 329. To make it unlawful for any individual, banker, or officer, agent, or employee of an incorporated bank, or of an individual banker, to knowingly permit any person, firm, associa-

tion or corporation, to overdraw his or their account with such bank; and to provide a penalty therefor.

Banks and Banking.

By Mr. Miller of Sumter :

H. 330. To provide for the condemnation, by any corporation, person or association of persons owning trees or timber lying, standing or growing on the lands of another, over which said lands such owner has no right of way, rights of way and other easements, or either, for the cutting and removal, or either, of such trees and timber.

Revision of Laws.

By Mr. Miller of Sumter (With notice and proof) :

H. 331. To amend an act to establish a Board of Revenue for Sumter County, and for the abolishment of the Court of County Commissioners of said County: approved February 22, 1919: and to amend an act to amend an act to establish a Board of Revenue for Sumter County, and for the abolishment of the Court of County Commissioners of said County, approved February 22, 1919, which act was approved November 1, 1921.

Local Legislation.

Notice and proof H. 331:

NOTICE

Notice is hereby given, as provided by law, that a bill substantially as follows will be introduced in the Legislature of Alabama, viz:

AN ACT

To amend an act to establish a Board of Revenue for Sumter County, and for the abolishment of the Court of County Commissioners of said County: approved February 22, 1919; and to amend an act to amend an act to establish a Board of Revenue for Sumter County, and for the abolishment of the Court of County Commissioners of said County, approved February 22, 1919, which act was approved November 1, 1921.

Be it enacted by the Legislature of Alabama:

Section 1: That section six of an act entitled An Act to establish a Board of Revenue for Sumter County, and for the abolishment of the Court of County Commissioners of said County approved February 22, 1919, be amended so as to read as follows: Section 6: Be it further enacted, that the president of said Board of Revenue shall be its presiding officer and shall sign the minutes of the proceedings of the Board of Revenue, and shall have the same power and authority as the other members in passing upon all questions, and shall sign all contracts entered into by the Board of Revenue in Sumter County.

It shall be his duty to prepare business and obtain information for the sessions of the Board of Revenue, and to see that all orders thereof are properly executed. He shall exercise all duties required of the Judge of Probate as to matters coming before the Court of County Commissioners, except it shall be the duty of the clerk of the Board of Revenue to sign all warrants drawn on the County Treasury, and all orders for the payment or disbursement of money or funds of the county, after they have been passed upon by the Board of Revenue.

Section 2: Be it further enacted by the Legislature of Alabama that Section 7 of the act entitled An Act to establish a Board of Revenue for Sumter County and for the abolishment of the Court of County Commissioners of said county approved February 22, 1919, be amended so as to read as follows:

Section 7: Be it further enacted, that said Board of Revenue shall elect a Clerk, who may be a member of the Board and may fix his compensation, and shall require of him bond for the faithful performance of his official duties, in such amount as may be fixed by the Board; and may employ such other clerical assistance as may be necessary, and it shall be the duty of the Clerk of the Board of Revenue to attend the meetings of the Board and issue all notices required by said Board of Revenue. The Clerk shall, under the direction of the Board of Revenue, keep the minutes and proceedings of the said Board of Revenue in well bound volumes provided for that purpose. Said records to be kept in the office of the Board of Revenue, and to be open at all reasonable hours to the inspection of the citizens of the county and other interested persons, and the clerk shall perform such duties and matters as may be required of him by said Board of Revenue. The compensation of said clerk and of all other clerical assistance shall be fixed by said Board of Revenue, and his term of office shall be at the pleasure of said Board of Revenue.

Section 3: Be it further enacted by the Legislature of Alabama that Section 13 of the Act entitled An Act to amend an act to establish a Board of Revenue for Sumter County, and for the abolishment of the Court of County Commissioners of said County, approved February 22, 1919, approved November 1, 1921, be amended so as to read as follows:

Section 13: Be it further enacted, That there shall be elected at the general election in the county of Sumter, in the year 1926, and every six years thereafter, one member from District No. 2, and one member from District No. 3, who shall qualify within fifteen days after the returns shall have been canvassed, and shall enter upon the discharge of their duties on the first Monday after the second Tuesday in January, next after their election, and shall hold their offices for a term of six years, and until their successors are elected and qualified. That there shall be elected at the general election in Sumter County in the year 1928, and every six years thereafter, one member from District No. 1 and one member from District No. 6, and a President from the county at large who shall qualify within fifteen days after the returns shall have been canvassed, and shall enter upon the discharge of their duties on the first Monday, after the second Tuesday in January, next after their election, and shall hold office for a term of six years, and until their successors are elected and qualified. That there shall be elected at the general election in Sumter County in the year 1930, and every six years thereafter one member from District No. 4 and one member from District No. 5, who shall qualify within fifteen days after the returns have been canvassed, and shall enter upon the discharge of their duties on the first Monday after the second Tuesday in January next after their election, and shall hold office for a term of six years, and until their successors are elected and qualified.

That the qualified voters of the county shall be eligible to vote at any election for any member from any District and that the President may reside in any District in the County.

THE STATE OF ALABAMA, Sumter County.

Before me W. W. Patton a Notary Public in and for said State and County personally came W. H. Lawrence, who being first duly sworn deposes and says: That he is publisher of Our Southern Home, a weekly

newspaper published in Sumter County, Alabama, that attached notice of a bill to amend an act relative to the Board of Revenue of Sumter County was published in his paper for four consecutive weeks, beginning with the issue of 19th day of January, 1927 and the three issues immediately succeeding.

W. H. Lawrence.

Sworn to and subscribed before me on this the 10th day of February, 1927.

(Seal)

W. W. Patton,
Notary Public.

BILLS ON SECOND READING.

Mr. Starnes, Chairman of the Standing Committee on Privileges and Elections, reported that said Committee in session had acted on the following bills and ordered same returned to the House with a favorable report:

S. 152. To amend Section 376 of the Code of Alabama.

H. 307. To repeal an Act entitled an Act "To provide for the selection of delegates to any National Party Convention whenever a citizen of the State of Alabama is a candidate for the nomination by any political party as its candidate for election as President of the United States." Approved September 13, 1923.

Mr. Lawler, Vice-Chairman of the Standing Committee on Local Legislation, reported that said Committee in session had acted on the following bills and ordered same returned to the House with a favorable report:

H. 272. To amend an Act approved September 3rd, 1919, entitled "an Act to amend an Act entitled "an act to create the office of Assistant clerk of the Inferior Criminal Court of Mobile County, prescribe his or her duties, fix his or her salary and provide for the method of selection for said office" approved February 15th, 1919.

H. 320. To fix the salary of the Deputy Solicitor of Elmore County, Alabama.

H. 326. To abolish the Court of County Commissioners of Baldwin County, Alabama; to establish a Board of Revenue for said County in lieu of the Court of County Commissioners to provide for the appointment and election of the principal judge and associate members thereof; to prescribe and limit their duties, powers, jurisdiction, authority and privileges; to fix their compensation and to divide the County of Baldwin into four Board of Revenue Districts; to provide a clerk and assistant clerk for the said Board of Revenue and to fix their duties and compensation and to provide for a County Engineer as Superintendent of Roads and to repeal all laws in conflict with the provisions of this act.

Mr. Lee, Chairman of the Standing Committee on Banks and Banking, reported that said Committee in session had acted on the following bills; and ordered same returned to the House with a favorable report:

S. 109. To amend Sections 6279, 6280, 6281 and 6300 of the Code of Alabama, relating to State banking laws.

S. 108. To amend An Act approved September 29, 1923, entitled: "An Act to provide for and regulate further the Banking Department for the State of Alabama to the end of better regulating the examinations and supervisions of banks and banking in this State."

Mr. Poole, Chairman of the Standing Committee on Public Roads and Highways, reported that said Committee in session had acted on the following bill and ordered same returned to the House with a favorable report with amendment:

S. 54. (With amendment): To enlarge the authority, powers and jurisdiction of the Alabama Public Service Commission so as to provide for the supervision, inspection and regulation by said Commission in the public interest of the operation of motor carriers and of their services, rules, regulations and practices; fares, rates, charges and facilities; franchises and licenses; to provide for the payment of supervision and inspection fees by motor carriers; to provide compensation for performance of the duties imposed upon the Commission hereunder; and to provide measures for the enforcement of the Commission's orders, and penalties for failure to comply with the orders of the Commission or with the provisions of this Act.

Mr. Poole, Chairman of the Standing Committee on Public Roads and Highways, reported that said Committee in session had acted on the following bill and ordered same returned to the House with a favorable report with substitute:

H. 72. (With substitute): To establish a State Trunk road to be known as the "Shoals, National Forest and Birmingham Highway," Road No. 69.

Mr. Adcock, Chairman of the Standing Committee on Pensions reported that said Committee in session had acted on the following bill and ordered same returned to the House with a favorable report with amendment:

S. 126. (With amendment): To further provide for the payment of pensions to widows of Confederate Soldiers and Sailors.

The above and foregoing Bills were severally read a second time and placed on the Calendar.

BILL TAKEN FROM ADVERSE CALENDAR

Mr. Jeter called up his motion to take the Bill, S. 38, from the Adverse Calendar of the House and place the said Bill, S. 38 on the regular calendar of the House. The motion to take the bill, S. 38 from the Adverse Calendar prevailed and the Bill:

S. 38. To provide for the revision, codification, and promulgation of the game and fish laws of this State, both Civil and Criminal, and to make an appropriation for the expense of same.

Was read a second time and placed on the Calendar of the House for passage.

The vote on said motion to take the Bill S. 38 from the Adverse Calendar being:

Yeas, 84; Nays, 1.

Yeas:

Messrs:

Adcock	Fite	Lee	Ringer
Allen	Frey	Lovelace	Rivers
Anderson	Golson	Luck	Rogers (Elmore)
Ashcraft	Goode	McAdory	Rogers (Mobile)
Baldwin	Goodwyn	Martin	Sanders (Conecuh)
Bartlett	Grove	Matthews	Sanderson
Beebe	Gullatt	Merrill	Shepherd
Brunson	Guy	Miller (Sumter)	Simpson
Bryant	Hampton	Molette	Smith
Burleson	Harwood	Monk	Starnes
Burns	Hawkins	Morrow	Stephens
Byars	Hightower	Mullen	Stewart (Calhoun)
Cannon	Hollis	Nipper	Tompkins
Carter	Howard	Owens	Vickers
Cockrell	Hubbard	Parish	Waddell
Cook	Hughes	Patterson	Wallace
Darden	Jeter	Pitts	Ward (Geneva)
Deloney	Johnson	Poole	Ward (Tuscaloosa)
Denson	Jordan (Etowah)	Powell	Ware
Desear	Jordan (Washington)	Quillin	Weldon
Edmundson	Langdon	Reeder	Winn

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Nays:—Mr. Moxley.—1.

MESSAGE FROM THE SENATE

Mr. Speaker:

The President of the Senate having signed the following Senate Bills, your signature thereto is requested:

S. 125. An Act, to authorize and empower any political party hereafter holding a primary election under the primary election laws of Alabama for the nomination of its candidate for Circuit Judge to sit as of course in that branch or division of the Circuit Court which is now held or may hereafter be held at a place

other than the county site for the trial of cases arising within a designated portion of such county in circuit composed of only one county for which more than three judges are provided, to nominate its candidate for judge to sit as of course in such branch or division of such court exclusively by the vote of the qualified electors participating in such primary within such designated portion of such county where the cases arising therein are tried in such branch or division of such Court.

S. 68. An Act, To amend Section 4039 of the Code of 1923.

S. 105. An Act, to authorize leaves of absence of employees of the State on full pay who are members of the American Legion, and members of the American Legion Auxiliary, for the purpose of attending the National Legion Convention in Paris.

S. 120. An Act, To provide for the designation, nomination, and election by number of judges in judicial circuits now or hereafter composed of one county having more than two judges and less than nine judges.

S. 129. An Act, To fix the salary of the Deputy Solicitor of Baldwin County, Alabama.

S. 134. An Act, For the relief of James C. Williams.

J. E. Speight,
Secretary.

SIGNING OF SENATE BILLS

The Speaker of the House in the presence of the House, immediately after the titles had been publicly read by the Clerk, the reading at length having been dispensed with by a two-thirds vote of a quorum present, signed the bills, the titles to which are set out in the above and foregoing Message from the Senate.

REPORT OF STANDING COMMITTEE ON ENROLLED BILLS.

Mr. Speaker:

Your Standing Committee on Enrolled Bills reports that it has examined the following House Bills and House Joint Resolutions:

H. 181. To provide additional duties and confer additional powers on each member of the court of county commissioners of Talladega County, Alabama, in supervising the construction, maintenance and upkeep of the roads and bridges in his district, and to fix the salary and compensation of said commissioners.

Also:

H. 199. For the relief of Claudia Smith, custodian of the funds of the Inferior Court of Autauga County, Alabama, and to authorize the payment out of the funds the sum of \$380.00, for services rendered as custodian of said funds for a period of time

beginning Oct. 1st, 1923 and ending Jan. 1st, 1927 at the rate of \$10.00 per month.

Also:

H. 238. To repeal an Act entitled "An Act to provide and require the payment in cash only of fines and forfeitures accruing or becoming due to Dale County, Alabama, or to the State of Alabama for the use of Dale County."

Also:

H. 261. To further provide for the compensation of official court reporters in all judicial circuits of the State of Alabama which now or hereafter may be composed of only one county having more than two and less than nine circuit judges.

Also:

H. 240. To repeal an Act entitled "An Act to provide for the collection of a per capita road tax and for a license tax on all vehicles, including vehicles propelled by animals, electricity, gasoline or other power whatsoever, to be used for the maintenance, building, upkeep and repair of public roads and bridges in Dale County, Alabama; to prescribe the manner and means of raising or collecting such tax; to provide for and regulate the working, building, maintenance, and upkeep of the public roads and bridges and to provide and fix penalties for the violation of the provisions and purposes of this Act."

Also:

H. 223. To amend Sections 10 and 20, and add Section 24½ to an Act entitled An Act "To provide for the better building, maintenance and protection of the public roads and bridges and ferries of Limestone County; to provide funds, regulations and penalties to carry the provisions and purposes of this Act into effect; to provide for the appointment of a county engineer and to fix his duties", approved September 19, 1923.

Also:

H. 224. To amend Sections 12, 16 and 21, and repeal Section 23. and add Section 13½, to an Act entitled An Act: "To establish an inferior court to be known as the inferior court of Athens, Alabama, in lieu of all justices of the peace and notaries public with power of justice of the peace in Athens Precinct No. 1, which lies within or partly within Athens, the county seat of Limestone County, Alabama, said county seat having a population of 1,500 or more according to the last Federal census; to define the jurisdiction of powers of said court and the judges and officers of said court and the manner of their appointment or election and the payment of their salaries; and to define the jurisdiction and powers of said court and the judge thereof, approved October 6, 1920.

Also:

H. 126. To authorize the Board of Education of any county, in order to acquire, construct or repair any public school building in any school district of such county or for paying for a public school building or buildings already built in any such district, or to raise money for any such purpose, to issue interest bearing school warrants.

Also:

H. J. R. 26. Relative to the displaying of the Alabama Flag together with the National Flag on the Capitol grounds.

Also:

H. J. R. 25. Relative to the establishing of a Joint Recess Committee of the two Houses for the purpose of investigating the financial condition of Jefferson County.

And finds same correctly enrolled.

Robert B. Harwood,
Chairman.

SIGNING OF BILLS AND JOINT RESOLUTIONS

The Speaker of the House in the presence of the House, immediately after the titles had been publicly read by the Clerk, the reading at length having been dispensed with by a two-thirds vote of a quorum present, signed the Bills, and Joint Resolutions, the titles to which are set out in the above and foregoing report of the Committee on Enrolled Bills.

MESSAGE FROM THE SENATE

Mr. Speaker:

The Senate has concurred in and adopted the report of the Committee on Conference on the disagreement of the two houses on the House amendment to the following Senate Bill:

S. 16. To further regulate the working of convicts in Alabama, and provide penalties for violations of such regulations.

And said bill is herewith returned to the House for amendment and re-passage according to said Conference report.

J. E. Speight,
Secretary.

SENATE MESSAGE

On motion of Mr. Tunstall the House adopted the following amendment to the Bill S. 16. The said amendment as set out below being the amendment reported by the Committee of Conference and the said report of the Committee of Conference having heretofore been concurred in and adopted by the House:

Amend Section 1 so as to read as follows:

"Section 1. From and after June 30, 1928, it shall be unlawful to work any convict, State or County, in any coal mine of Alabama."

Amend Section 2 so as to read as follows:

"Section 2. That from and after June 30, 1928, it shall be unlawful to hire or lease for any purpose, any convict, State or County."

The vote on the adoption of said amendment to the Bill, S. 16 being:

Yeas, 89; Nays, 0.

Yeas:

Messrs:

Mr. Speaker.	Goode	Luck	Rogers (Mobile)
Adcock	Goodwyn	McAdory	St. John
Allen	Grove	Martin	Sanders (Conecuh)
Anderson	Gullatt	Matthews	Sanders (Pike)
Ashcraft	Guy	Merrill	Sanderson
Baldwin	Hampton	Miller (Sumter)	Shepherd
Bartlett	Harwood	Molette	Simpson
Beebe	Hawkins	Monk	Smith
Brunson	Hightower	Morrow	Starnes
Bryant	Hollis	Moxley	Stephens
Burleson	Howard	Mullen	Stewart (Bibb)
Byars	Howell	Nipper	Stewart (Calhoun)
Cannon	Hubbard	Owens	Thompson
Carter	Hughes	Parish	Tompkins
Cockrell	Johnson	Patterson	Tunstall
Cook	Jones (Bullock)	Pitts	Vickers
Darden	Jones (Cleburne)	Poole	Wallace
Deloney	Jordan (Etowah)	Quillin	Ward (Geneva)
Denson	Jordan (Washington)	Reeder	Ward (Tuscaloosa)
Desear	Langdon	Ringer	Ware
Edmundson	Lawler	Rivers	Weldon
Fite	Lovelace	Rogers (Elmore)	Winn
Golson			

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And said Bill:

S. 16. To further regulate working of Convicts in Alabama, and provide penalties for violations of such regulations.

As amended was again read a third time at length and passed.

Yeas, 86; Nays, 0.

Yeas:

Messrs:

Mr. Speaker	Byars	Golson	Hughes
Adcock	Cannon	Goode	Johnson
Allen	Carter	Goodwyn	Jones (Bullock)
Anderson	Christian	Grove	Jones (Cleburne)
Ashcraft	Cockrell	Guy	Jordan (Etowah)
Baldwin	Cook	Hampton	Jordan (Washington)
Bartlett	Darden	Hawkins	Langdon
Beebe	Deloney	Hightower	Lawler
Brunson	Denson	Hollis	Lee
Bryant	Desear	Howard	Lovelace
Burleson	Fite	Hubbard	Luck

McAdory	Parish	Sanders (Conecuh)	Tompkins
Martin	Patterson	Sanders (Pike)	Tunstall
Merrill	Pitts	Shepherd	Vickers
Miller (Sumter)	Poole	Simpson	Waddell
Molette	Quillin	Smith	Wallace
Monk	Reeder	Starnes	Ward (Geneva)
Morrow	Ringer	Stephens	Ward (Tuscaloosa)
Moxley	Rivers	Stewart (Bibb)	Ware
Mullen	Rogers (Elmore)	Stewart (Calhoun)	Weldon
Nipper	Rogers (Mobile)	Thompson	Winn
Owens	St. John		

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MESSAGE FROM THE SENATE

Mr. Speaker:

The Senate has concurred in and adopted the report of the Committee on Conference on the disagreement of the two houses on the House amendment to the following Senate Bill:

S. 100. To further regulate the custody, care, maintenance and use of the county convicts by the several counties of the State and by the State through its State Board of Administration, and to repeal all laws and parts of laws in conflict herewith.

And said bill, is herewith returned to the House for amendment and re-passage according to said Conference report.

J. E. Speight,
Secretary.

SENATE MESSAGE

On motion of Mr. Tunstall the House adopted the following amendment to the Bill, S. 100. The said amendment as set out below being the amendment reported by the Committee of Conference and the said report of the Committee of Conference having heretofore been concurred in and adopted by the House.

Amend Section 9 so as to read as follows:

"Section 9. Nothing in this act shall prevent any county or counties of this State from keeping or working its or their county convicts according to the law as it now exists or may hereafter be enacted and no county convict shall be worked in any coal mine or worked under lease to any person, firm or corporation after June 30, 1928. Provided, However, that the Governor of Alabama is empowered and is hereby authorized to order any or all county convicts who are now working or who may hereafter work in the coal mines of Alabama or under lease to any person, firm or corporation removed from said mines and from said employment and declare any and all contracts under which said convicts are working or may hereafter work, terminated and on ninety (90) days notice to the persons, firms or corporations so working said convicts, order and direct the State Board of Administration to take charge of said convicts under the terms and provisions of this bill."

Amend Section 12 so as to read as follows:

"Section 12. That this act shall be in full force and effect insofar as its terms are applicable from and after the date of its approval by the Governor."

The vote on the adoption of said amendment to the Bill S. 100 being:

Yeas, 95; Nays, 0.

Yeas:

Messrs:

Mr. Speaker	Golson	Luck	Rogers (Mobile)
Adcock	Goode	McAdory	St. John
Allen	Goodwyn	Martin	Sanders (Conecuh)
Anderson	Grove	Matthews	Sanders (Pike)
Ashcraft	Gullatt	Merrill	Sanderson
Baldwin	Guy	Miller (Sumter)	Shepherd
Bartlett	Hampton	Molette	Simpson
Beebe	Harwood	Monk	Smith
Brunson	Hawkins	Moxley	Starnes
Bryant	Hightower	Mullen	Stephens
Burleson	Hollis	Nipper	Stewart (Bibb)
Burns	Howard	Norman	Stewart (Calhoun)
Byars	Howell	Owens	Thompson
Cannon	Hubbard	Parish	Tompkins
Christian	Hughes	Patterson	Tunstall
Cockrell	Johnson	Pitts	Vickers
Cook	Jones (Bullock)	Poole	Waddell
Darden	Jones (Cleburne)	Powell	Ward (Geneva)
Deloney	Jordan (Etowah)	Quillin	Ward (Tuscaloosa)
Denson	Jordan (Washington)	Rankin	Ware
Desear	Langdon	Reeder	Webb
Edmundson	Lawler	Ringer	Weldon
Edwards	Lee	Rivers	Winn
Fite	Lovellace	Rogers (Elmore)	

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And said Bill:

S. 100. To further regulate the custody, care, maintenance and use of the county convicts by the several counties of the State and by the State through its State Board of Administration, and to repeal all laws and parts of laws in conflict herewith.

As amended was again read a third time at length and passed.

Yeas, 84; Nays, 0.

Yeas:

Messrs:

Mr. Speaker	Beebe	Cook	Golson
Adcock	Bryant	Darden	Goode
Allen	Burleson	Deloney	Goodwyn
Anderson	Byars	Denson	Grove
Ashcraft	Cannon	Desear	Gullatt
Baldwin	Carter	Edmundson	Guy
Bartlett	Cockrell	Fite	Hampton

Harwood	Lee	Owens	Smith
Hawkins	Lovelace	Parish	Starnes
Hightower	Luck	Patterson	Stephens
Hollis	McAdory	Pitts	Stewart (Bibb)
Howard	Martin	Reeder	Stewart (Calhoun)
Hubbard	Matthews	Ringer	Thompson
Hughes	Merrill	Rivers	Tompkins
Johnson	Miller (Sumter)	Rogers (Elmore)	Tunstall
Jones (Bullock)	Molette	Rogers (Mobile)	Vickers
Jones (Clebune)	Monk	St. John	Wallace
Jordan (Etowah)	Morrow	Sanders (Conecuh)	Ward (Geneva)
Jordan (Washington)	Moxley	Sanders (Pike)	Ward (Tuscaloosa)
Langdon	Mullen	Shepherd	Ware
Lawler	Nipper	Simpson	Winn

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MESSAGE FROM THE SENATE

Mr. Speaker:

The Senate has originated and adopted the following Senate Joint Resolution and sends same herewith to the House:

By Rules Committee:

S. J. R. 38. Resolved by the Senate, the House concurring, That the Secretary of the Senate, assisted by the Assistant Secretary of the Senate, the Second Assistant Secretary of the Senate and the Chief Clerk to the Secretary of the Senate, together with six assistants to be named by the Secretary of the Senate, the Clerk of the House, the Assistant Clerk of the House and the Reading Clerk of the House, together with six assistants to be named by the Clerk of the House, be allowed the customary fifteen days within which to check, compare and complete the journals of the House and Senate beginning immediately upon the recess of the Legislature.

Be it further resolved, That the Secretary of the Senate and Clerk of the House shall keep their respective offices open during the above specified fifteen days for the convenience of any Senator or Representative and the recess committees of the Legislature.

Be it further resolved, That after the completion of the work on the journals, the Secretary of the Senate, the Assistant Secretary of the Senate and the Second Assistant Secretary of the Senate, the Clerk of the House, Assistant Clerk of the House and the Reading Clerk of the House shall be required to keep open the offices of the Secretary of the Senate and Clerk of the House during the remainder of the recess of the Legislature for the convenience of any Senator or Representative and the recess committees of the Legislature and such recess committees may require of them any service necessary to facilitate committee work.

The clerks herein mentioned shall be allowed the same per diem as they are now allowed by law and shall also be allowed their traveling expenses while traveling with or for a recess committee, should they be called upon to do so by any of said committees, to be paid out of the State Treasury upon certificate approved by the presiding officer of the respective houses.

J. E. Speight,
Secretary.

SENATE MESSAGE

The S. J. R. 38 set out in the above and foregoing Message from the Senate was on motion of Mr. Tunstall concurred in and adopted by the House.

MESSAGE FROM THE SENATE

Mr. Speaker:

The Senate has concurred in and adopted the House Amendment to the following Senate Bill:

S. 16: To further regulate the working of convicts in Alabama, and provide penalties for violations of such regulations.

Said amendment being in accordance with the Conference Committee Report heretofore adopted.

And said bill, S. 16, as thus amended, was again read a third time at length and passed by the Senate, in accordance with said Conference Committee Report.

J. E. Speight,
Secretary.

MESSAGE FROM THE SENATE

Mr. Speaker:

The Senate has concurred in and adopted the House Amendment to the following Senate Bill:

S. 100. To further regulate the custody, care, maintenance and use of the county convicts by the several counties of the State and by the State through its State Board of Administration, and to repeal all laws and parts of laws in conflict herewith.

Said amendment being in accordance with the Report of the Conference Committee heretofore adopted.

And said bill, S. 100, as thus amended, was again read a third time at length and passed by the Senate, in accordance with said Report of the Conference Committee.

J. E. Speight,
Secretary.

MESSAGE FROM THE SENATE

Mr. Speaker:

The Senate has originated and adopted the following Senate Joint Resolution, and sends same herewith to the House:

By Mr. Edgar:

S. J. R. No. 4. Be it resolved by the Senate, the House concurring, that when the Legislature adjourns this afternoon, it adjourn to meet again at 10:00 o'clock Friday morning, it being the purpose of the Legislature to recess on that day to a day in the spring or summer of this year.

J. E. Speight,
Secretary.

SENATE MESSAGE

The S. J. R. 41 set out in the above and foregoing Message from the Senate was on motion of Mr. Tunstall concurred in and adopted by the House.

On motion of Mr. Tunstall the House non-concurred in the Senate amendment to H. J. R. 19 and requested a Committee of Conference on the disagreement of the two Houses on the Senate amendment to the H. J. R. 19.

And the Speaker named as a Committee of Conference on the part of the House: Messrs. Tunstall, Merrill and Edmundson.

SPECIAL ORDER

The House proceeded to the consideration of the Special Order which was the Bill, S. 149:

And said Bill:

S. 149. To authorize counties and municipalities to remit certain taxes for the purpose of encouraging the building, extending and operating of factories for the spinning of thread and yarns, and the knitting and weaving of cloth and other fabrics of cotton and wool in this State, and plants for the purpose of building ships and factories for the manufacturer of bags, wood pulp products, wooden cabinets and farm implements or any other manufactured products.

Was read a third time at length and passed.

Yeas, 73; Nays, 5.

Yeas:

Messrs:

Mr. Sneaker
Adcock
Allen
Anderson
Ashcraft
Baldwin

Bartlett
Reebe
Brunson
Bryant
Burns
Carter

Christian
Cockrell
Cook
Darden
Deloney
Denson

Desear
Edmundson
Fite
Frey
Golson
Goode

Goodwyn	Jordan (Washington)	Nipper	Sanderson
Grove	Langdon	Owens	Smith
Gullatt	Lee	Parish	Starnes
Guy	McAdory	Patterson	Stephens
Hampton	Martin	Pitts	Stewart (Calhoun)
Harwood	Matthews	Powell	Thompson
Hightower	Merrill	Reeder	Vickers
Howard	Miller (Sumter)	Ringer	Waddell
Hughes	Molette	Rivers	Ward (Geneva)
Jeter	Monk	Rogers (Elmore)	Ward (Tuscaloosa)
Johnson	Moxley	Rogers (Mobile)	Ware
Jones (Cleburne)	Mullen	Sanders (Conecuh)	Winn
Jordan (Etowah)			

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Nays:

Messrs:

Burleson

Cannon

Hollis

Quillin

Tompkins

—5

MESSAGE FROM THE SENATE

Mr. Speaker:

The Senate has amended as therein shown, and as amended, has passed the following House Bill and returns same herewith to the House:

H. 159. To amend subdivision "K" of Section 5 of the Act entitled "An Act to provide for the general revenue of the State of Alabama," approved the 15th day of September, 1919, which subdivision reads as follows: "K" On the gross amount of commissions of sums charged and received during each year by any factor, broker, or commission merchant, auctioneer or dealer in any other kind of property in buying, selling, or for any other act in the course of their business, and for the value of a commission, or by compensation by bale, sack, package, article, or otherwise.

J. E. Speight,
Secretary.

SENATE MESSAGE

On motion of Hr. Nipper the House concurred in and adopted the Senate amendment to the Bill, H. 159. Said Senate amendment being as follows:

To amend House Bill 159 by striking from the next to last paragraph of said bill beginning after the word "any" the following:

"factor, broker, or commission merchant, auctioneer or dealer in any other kind of property in buying, selling, or for any other act in the course of their business, and for the value of a commission, or by compensation by bale, sack, package, articles or otherwise, provided, nothing herein contained shall be con-

strued as levying a tax on commissions received for the sale of real estate. Be it further provided that no such tax shall hereafter be collected on commissions received for the sale of real estate, whether such sale occurred prior to the enactment hereof, or otherwise."

and inserting in lieu thereof the following:

"auctioneer, provided, nothing herein contained shall be construed as levying a tax on commissions received for the sale or rental of real estate, or brokerage on loans on real estate or the underwriting of insurance. Be it further provided that no such tax shall hereafter be collected on commissions received for the sale or rental of real estate or brokerage on loans on real estate or the underwriting of insurance, whether such sale or rental on loans or real estate, or the underwriting of insurance occurred prior to the enactment hereof or otherwise.

Yeas, 71; Nays, 0.

Yeas:

Messrs:

Mr. Speaker	Denson	Langdon	Rogers (Elmore)
Adcock	Desear	Lee	Rogers (Mobile)
Allen	Edmundson	McAdory	Sanderson
Anderson	Fite	Merrill	Simpson
Ashcraft	Frey	Miller (Sumter)	Smith
Baldwin	Golson	Molette	Starnes
Bartlett	Goode	Monk	Stephens
Beebe	Goodwyn	Morrow	Stewart (Calhoun)
Bryant	Grove	Moxley	Tompkins
Burleson	Guy	Nipper	Tunstall
Burns	Hawkins	Owens	Vickers
Byars	Hightower	Patterson	Waddell
Cannon	Hollis	Pitts	Wallace
Christian	Howard	Poole	Ward (Tuscaloosa)
Cockrell	Hughes	Powell	Ware
Cook	Jeter	Quillin	Weldon
Darden	Johnson	Reeder	Winn
Deloney	Jordan (Washington)	Rivers	

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MESSAGE FROM THE SENATE

Mr. Speaker:

The Senate accedes to the request of the House for a Committee of Conference on the disagreement of the two Houses on the Senate Amendment to the Resolution:

H. J. R. 19: Relative to appointment of Joint Recess Committees.

And the President of the Senate has appointed as Conferees on part of the Senate, Messers Mitchell, Williams and Hines.

J. E. Speight,
Secretary.

MESSAGE FROM THE SENATE

Mr. Speaker:

The Senate has passed the following House Bills and returns same herewith to the House:

H. 150. To amend subdivision 1 of Section 6755 of the Code of 1923.

Also:

By Mr. Powell:

H. 42. A bill to be entitled An Act to submit to the qualified voters of the State of Alabama, at the general Election to be held on the first Tuesday after the first Monday of November, 1928, for their consideration, an amendment to the Constitution of the State, fixing the salaries and compensations and allowances to be paid to the Judge of Probate, the Tax Assessor and the Tax Collector, the Clerk of the Circuit Court, the County Solicitor and the County Treasurer, of Walker County, requiring the said officers to cover the fees collected by them into the county treasury of Walker County and authorizing the disposition of said funds, and empowering the Legislature thereafter to fix and regulate and alter the costs, charges, and fees and salaries of such officers, including the method and basis of their compensation.

Be it Enacted by the Legislature of Alabama:

Section 1. That the following amendment to the Constitution of Alabama is hereby proposed, to be submitted to the qualified voters of Alabama, for their consideration, as hereafter set forth, viz: Commencing on the first Tuesday after the second Monday in January, 1929, subsequent to the General Election to be held on the first Tuesday after the first Monday of November, 1928, the compensation and allowance of the following named county officers of Walker County shall be as follows: Salary of Judge of Probate of Walker County, \$5,000.00 per year, net; allowance of \$7,500.00 per annum for office expenses as follows: One clerk at \$2,100.00 per annum; two clerks at \$1,500.00 per annum, each; and \$2,400.00 per annum for all other expenses, including extra clerks. The said \$2,400.00 to be paid to the Judge of Probate in monthly instalments and disbursed by him. The Tax Assessor of Walker County shall receive a salary of \$4,000.00 per year, net; allowance of \$2,100.00 per year for a chief clerk in said office; \$1,200.00 for an assistant clerk in said office, and \$700.00 per year for extra help and other expenses. The Tax Collector of Walker County shall receive a salary of \$4,000.00 per year, net; allowance of \$1,500.00 per year for his clerk in said office and \$1,000.00 for extra help and other expenses. The Circuit Clerk of Walker County shall receive a salary of \$3,600.00 per year, net; allowance of \$1,800.00 per year for a chief clerk in said office and \$1,000.00 for extra help and other expenses.

The County Solicitor of Walker County shall receive a salary of \$2,400.00 per year, net. The County Treasurer of said county shall receive a salary of \$2,400.00 per year, net. The above named amounts shall be in lieu of all compensations and allowances to the respective named officers. The above named officers shall collect the fees heretofore collected by them, or allowed by law for such services, and shall cover such fees into the county treasury on the first Monday of each month, to be kept in a separate fund to be designated as 'The Salary Fund;' that out of such funds the above named amounts for salaries and allowances for said officers shall be paid as the salaries of other county officers are paid; that the residue or remainder of such fund shall be paid by the County Treasurer or other custodian of such funds into the treasury of the school funds of Walker County and shall become a part of the school funds of said county and to be used by the Board of Education of Walker County in furnishing to the school children of said County free school text books beginning with the pupils enrolled in the first grade and adding grade by grading as rapidly as the funds accruing become adequate up to and including the sixth grade, and to pay incidentals when there is an amount over and above that required for the purchase of text books, until changed or modified by local or general laws. The Board of County Commissioners or other governing body of Walker County shall provide said officers with necessary quarters, books, stationery and other conveniences. The Legislature of Alabama may hereafter, from time to time, by local or general laws, fix, regulate and alter the amount of the above named salaries and allowances, including the method and basis of their compensation, also fix, regulate and alter amount of compensation received by all other county officers of said county.

Section 2: That it shall be the duty of the Governor to give notice by proclamation, to be published in one newspaper in each county in the State, at least eight consecutive weeks, next preceding the general election in November, 1928, of the election on the amendment proposed by this act, to be submitted to the qualified voters of the State, for their consideration, together with the proposed amendment.

Section 3. That at the general election in November, 1928, an election shall be held for the vote of the qualified electors of the State upon the proposed amendment. Upon the ballots used at such election, shall be printed the following: "Amendment to the Constitution, fixing the compensation and allowances of the following named county officers of Walker County, "commencing at the beginning of their next term of office subsequent to the General Election in November, 1928, as follows: Salary of Judge of Probate of Walker

County, \$5,000.00 per year, net; allowance of \$7,500.00 per annum for office expenses as follows: One clerk at \$2,100.00 per annum; two clerks at \$1,500.00 per annum, each; and \$2,400.00 per annum for all other expenses, including extra clerks. The said \$2,400.00 to be paid to the Judge of Probate in monthly instalments and disbursed by him. The Tax Assessor of Walker County shall receive a salary of \$4,000.00 per year, net; allowance of \$2,100.00 per year for a chief clerk in said office; \$1,200.00 for an assistant clerk in said office, and \$700.00 per year for extra help and other expenses. The Tax Collector of Walker County shall receive a salary of \$4,000.00 per year, net; allowance of \$1,500.00 per year for his clerk in said office, and \$1,000.00 for extra help and other expenses. The Circuit Clerk of Walker County shall receive a salary of \$3,600.00 per year, net; allowance of \$1,800.00 per year for a chief clerk in said office, and \$1,000.00 for extra help and other expenses. The County Solicitor of Walker County shall receive a salary of \$2,400.00 per year, net. The County Treasurer of said County shall receive a salary of \$2,400.00 per year, net. The above named amounts shall be in lieu of all compensations and allowances to the respective named officers. The above named officers shall collect the fees heretofore collected by them, or allowed by law for such services, and shall cover such fees into the county treasury on the first Monday of each month, to be kept in a separate fund to be designated as "The Salary Fund;" that out of such funds the above named amounts for salaries and allowances for said officers shall be paid as the salaries of other county officers are paid; that the residue or remainder of such fund shall be paid by the County Treasurer or other custodian of such fund into the treasury of the school funds of Walker County, and shall become a part of the school funds of said county and to be used by the Board of Education of Walker County in prolonging the terms of the public schools of said county, so that all of the school children of said county shall receive a benefit therefrom so far as is practicable, until changed or modified by local or general laws. The Board of County Commissioners or other governing body of Walker County shall provide said officers with necessary quarters, books, stationery and other conveniences. The Legislature of Alabama may hereafter, from time to time, by local or general laws, fix, regulate and alter the amount of the above named salaries and allowances, including the method and basis of their compensation, also fix, regulate and alter amount of compensation received by all other county officers of said county." Following the proposed amendment on the ballot shall be printed the word "Yes," and immediately under that shall be printed the word "No," The choice of the elector shall be indicated by the cross-mark by him opposite the word expressing his desire.

Section 4. The officers of such general election shall open a poll for the vote of the qualified electors upon the proposed amendment. The election shall be held in all things in accordance with the law governing general elections. In the election upon such proposed amendment, the votes cast thereat shall be canvassed, tabulated, and the returns thereof made to the Secretary of State, and counted in the same manner as in elections for representatives to the Legislature, and if it shall thereupon appear that a majority of the qualified electors who voted upon the proposed amendment voted in favor of the same, such amendment shall be valid to all intents and purposes as a part of the Constitution of Alabama. The result of such election shall be made known by proclamation of the Governor.

J. E. Speight,
Secretary.

MESSAGE FROM THE SENATE.

Mr. Speaker:

The Senate has originated and passed the following bill and ordered same sent forthwith to the House without engrossment:

By Mr. Williams:

S. 151. To amend Section 10291 of the Code of Alabama of 1923.

By Mr. Williams:

S. 147. To amend Section 9027 of the Code of Alabama (1923).

J. E. Speight,
Secretary.

SENATE MESSAGE

The Senate bills, the titles to which are set out in the above and foregoing Message from the Senate were severally read one time and referred to appropriate Standing Committees as follows:

Judiciary, S. 147 and S. 151.

CERTIFICATE OF CLERK

To the House of Representatives:

I hereby certify that the bills and H. J. R. hereinafter mentioned were delivered to the Executive Department on the dates and hours named and that I hold the receipt of the Executive Department for same.

Delivered to Governor Feb. 15, 1927, at 4 P. M.:

H. J. R. 25.

H. J. R. 26.

H. 199.

H. 238.

H. 261.

H. 181.

H. 240.

H. 224.

H. 223.

H. 126.

J. H. Stewart,
Clerk.

ADJOURNMENT

On motion of Mr. Merrill the House in accordance with a S. J. Resolution heretofore adopted, adjourned until 10 o'clock, A. M. Friday Feb'y. 18th, 1927.

EIGHTEENTH DAY

House of Representatives.

Montgomery, Alabama.

Friday, February 18th, 1927.

The House met pursuant to adjournment.

PRAYER.

The session was opened with prayer by Rev. Dr. Mullen of the House.

ROLL CALL.

On a call of the roll of the House the following members answered to their names:

Messrs.:

Mr. Speaker

Adcock

Allen

Anderson

Ashcraft

Baldwin

Bartlett

Beebe

Brunson

Bryant

Burleson

Burns

Byars

Cannon

Carter

Christian

Cockrell

Cook

Darden

Deloney

Denson

Desear

Edmundson

Edwards

Fite

Frey

Golson

Goode

Goodwyn

Graves

Grove

Gullatt

Guy

Hampton

Harwood

Hawkins

Hightower

Hollis

Howard

Howell

Hubbard

Hughes

Jeter

Johnson

Jones (Bullock)	Miller (Sumter)	Rankin	Stephens
Jones (Cleburne)	Molette	Reeder	Stewart (Bibb)
Jordan (Etowah)	Monk	Ringer	Stewart (Calhoun)
Jordan (Washington)	Morrow	Rivers	Thompson
Kirkpatrick	Moxley	Rogers (Elmore)	Tompkins
Langdon	Mullen	Rogers (Mobile)	Tunstall
Lawler	Nipper	St. John	Vickers
Lee	Norman	Sanders (Conecuh)	Waddell
Lovelace	Owens	Sanders (Pike)	Wallace
Luck	Parish	Sanderson	Ward (Geneva)
McAdory	Patterson	Shepherd	Ward (Tuscaloosa)
Martin	Pitts	Shivers	Ware
Matthews	Poole	Simpson	Webb
Merrill	Powell	Smith	Weldon
Miller (Marengo)	Quillin	Starnes	Winn

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A quorum was present.

JOURNAL.

The Chairman of the Standing Committee on Revision of the Journal made the following report:

REPORT OF STANDING COMMITTEE ON REVISION OF THE JOURNAL

Mr. Speaker:

Your standing committee on Revision of the Journal begs leave to report that said committee has carefully examined the Journal of the House for the Seventeenth legislative day, and finds same correct.

R. G. Langdon,
Chairman.

The report of the committee was concurred in and adopted and the Journal for the Seventeenth Legislative day was approved.

REPORT OF STANDING COMMITTEE ON ENROLLED BILLS

Mr. Speaker:

Your Standing Committee on Enrolled Bills reports that it has examined the following House Bills:

H. 150. To amend subdivision 1 of Section 6755 of the Code of 1923.

Also:

H. 159. To amend subdivision "K" of Section 5 of the Act entitled "An Act to provide for the general revenue of the State of Alabama," approved the 15th day of September, 1919, which subdivision reads as follows: "K" On the gross amount of commissions of sums charged and received during each year by any factor, broker, or commission merchant, auctioneer or dealer in any other kind of property in buying, selling, or for any other act

in the course of their business, and for the value of a commission, or by compensation by bale, sack, package, article or otherwise.

Also:

H. 32. A Bill to be entitled an Act to submit to the qualified voters of the State of Alabama, at the general election to be held on the first Tuesday after the first Monday of November, 1928, for their consideration, an amendment to the Constitution of the State, fixing the salaries and compensations and allowances to be paid to the Judge of Probate, the Tax Assessor and the Tax Collector, the Clerk of the Circuit Court, the County Solicitor and the County Treasurer, of Walker County, requiring the said officers to cover the fees collected by them into the county treasury of Walker County and authorizing the disposition of said funds, and empowering the Legislature thereafter to fix and regulate and alter the costs, charges, and fees and salaries of such officers, including the method and basis of their compensation.

Be it Enacted by the Legislature of Alabama:

Section 1. That the following amendment to the Constitution of Alabama is hereby proposed, to be submitted to the qualified voters of Alabama, for their consideration, as hereafter set forth, viz.: Commencing on the first Tuesday after the second Monday in January, 1929, subsequent to the General Election to be held on the first Tuesday after the first Monday of November, 1928, the compensation and allowance of the following named county officers of Walker County shall be as follows: Salary of Judge of Probate of Walker County, \$5,000.00 per year, net; allowance of \$7,500.00 per annum for office expenses as follows: One clerk at \$2,100.00 per annum; two clerks at \$1,500.00 per annum, each; and \$2,400.00 per annum for all other expenses, including extra clerks. The said \$2,400.00 to be paid to the Judge of Probate in monthly instalments and disbursed by him. The Tax Assessor of Walker County shall receive a salary of \$4,000.00 per year, net; allowance of \$2,100.00 per year for a chief clerk in said office; \$1,200.00 for an assistant clerk in said office, and \$700.00 per year for extra help and other expenses. The Tax Collector of Walker County shall receive a salary of \$4,000.00 per year, net; allowance of \$1,500.00 per year for his clerk in said office and \$1,000.00 for extra help and other expenses. The Circuit Clerk of Walker County shall receive a salary of \$3,600.00 per year, net; allowance of \$1,800.00 per year for a chief clerk in said office and \$1,000.00 for extra help and other expenses. The County Solicitor of Walker County shall receive a salary of \$2,400.00 per year, net. The County Treasurer of said county shall receive a salary of \$2,400.00 per year, net. The above named amounts shall be in lieu of all compensations and allowances to the respective named officers. The above named officers shall collect the fees heretofore collected by them, or allowed by law

for such services, and shall cover such fees into the county treasury on the first Monday of each month, to be kept in a separate fund to be designated as "The Salary Fund;" that out of such funds the above named amounts for salaries and allowances for said officers shall be paid as the salaries of other county officers are paid; that the residue or remainder of such fund shall be paid by the County Treasurer or other custodian of such funds into the treasury of the school funds of Walker County and shall become a part of the school funds of said county and to be used by the Board of Education of Walker County in prolonging the terms of the public schools of said county, so that all of the school children of said county shall receive a benefit therefrom so far as is practicable, until changed or modified by local or general laws. The Board of County Commissioners or other governing body of Walker County shall provide said officers with necessary quarters, books, stationery and other conveniences. The Legislature of Alabama may hereafter, from time to time, by local or general laws, fix, regulate and alter the amount of the above named salaries and allowances, including the method and basis of their compensation, also fix, regulate and alter amount of compensation received by all the county officers of said county.

Section 2. That it shall be the duty of the Governor to give notice by proclamation, to be published in one newspaper in each county in the State, at least eight consecutive weeks, next preceding the general election in November, 1928, of the election on the amendment proposed by this act, to be submitted to the qualified voters of the State, for their consideration, together with the proposed amendment.

Section 3. That at the general election in November, 1928, an election shall be held for the vote of the qualified electors of the State upon the proposed amendment. Upon the ballots used at such election, shall be printed the following: "Amendment to the Constitution, fixing the compensation and allowances of the following named county officers of Walker County, commencing on the first Tuesday after the second Monday in January, 1929, subsequent to the General Election in November, 1928, as follows: Salary of Judge of Probate of Walker County, \$5,000.00 per year, net; allowance of \$7,500.00 per annum for office expenses as follows: One clerk at \$2,100.00 per annum; two clerks at \$1,500.00 per annum, each; and \$2,400.00 per annum for all other expenses, including extra clerks. The said \$2,400.00 to be paid to the Judge of Probate in monthly installments and disbursed by him. The Tax Assessor of Walker County shall receive a salary of \$4,000.00 per year, net; allowance of \$2,100.00 per year for a chief clerk in said office; \$1,200.00 for an assistant clerk in said office, and \$700.00 per year for extra help and other expenses. The Tax Collector of Walker County shall receive a salary of

\$4,000.00 per year, net; allowance of \$1,500.00 per year for his clerk in said office, and \$1,000.00 for extra help and expenses. The Circuit Clerk of Walker County shall receive a salary of \$3,600.00 per year, net; allowance of \$1,800.00 per year for a chief clerk in said office, and \$1,000.00 for extra help and other expenses. The County Solicitor of Walker County shall receive a salary of \$2,400.00 per year, net. The County Treasurer of said County shall receive a salary of \$2,400.00 per year, net. The above named amounts shall be in lieu of all compensations and allowances to the respective named officers. The above named officers shall collect the fees heretofore collected by them, or allowed by law for such services, and shall cover such fees into the county treasury on the first Monday of each month, to be kept in a separate fund to be designated as "The Salary Fund;" that out of such funds the above named amounts for salaries and allowances for said officers shall be paid as the salaries of other county officers are paid; that the residue or remainder of such fund shall be paid by the County Treasurer or other custodian of such fund into the treasury of the school funds of Walker County, and shall become a part of the school funds of said county and to be used by the Board of Education of Walker County in prolonging the terms of the public schools of said county, so that all of the school children of said county shall receive a benefit therefrom so far as is practicable, until changed or modified by local or general laws, The Board of County Commissioners or other governing body of Walker County shall provide said officers with necessary quarters, books, stationery and other conveniences. The Legislature of Alabama may hereafter, from time to time, by local or general laws, fix, regulate and alter the amount of the above named salaries and allowances, including the method and basis of their compensation, also fix, regulate and alter amount of compensation received by all other county officers of said county." Following the proposed amendment on the ballot shall be printed the word "Yes," and immediately under that shall be printed the word "No," The choice of the elector shall be indicated by the cross-mark by him opposite the word expressing his desire.

Section 4. The officers of such general election shall open a poll for the vote of the qualified electors upon the proposed amendment. The election shall be held in all things in accordance with the law governing general elections. In the election upon such proposed amendment, the votes cast thereat shall be canvassed, tabulated, and the returns thereof made to the Secretary of State, and counted in the same manner as in elections for representatives to the Legislature, and if it shall thereupon appear that a majority of the qualified electors who voted upon the proposed amendment voted in favor of the same, such amendment

shall be valid to all intents and purposes as a part of the Constitution of Alabama. The result of such election shall be made known by proclamation of the Governor.

And finds same correctly enrolled.

Robt. B. Harwood,
Chairman.

SIGNING OF BILLS

The Speaker of the House in the presence of the House, immediately after the titles had been publicly read by the Clerk, the reading at length having been dispensed with by a two-thirds vote of a quorum present, signed the Bills, the titles to which are set out in the above and foregoing report of the Standing Committee on Enrolled Bills.

MESSAGE FROM THE SENATE

Mr. Speaker :

The President of the Senate having signed the following Senate Bills and Senate Joint Resolutions your signature thereto is requested :

S. J. R. 10: Relative to a Joint-Recess Committee of the two Houses to investigate the School Text-books of the State.

Also :

S. J. R. 38. Relative to additional time allowed the Secretary of the Senate and Clerk of the House in which to check and compare the Journals of the two Houses, and requiring such Secretary of the Senate and Clerk of the House to keep their offices open during the Recess of the Legislature for the convenience of the Recess Committees.

Also :

S. 16. To further regulate the working of convicts in Alabama, and provide penalties for violations of such regulations.

Also :

S. 100. To further regulate the custody, care, maintenance and use of the county convicts by the several counties of the State and by the State through its State Board of Administration, and to repeal all laws and parts of laws in conflict herewith.

Also :

S. 149. To authorize counties and municipalities to remit certain taxes for the purpose of encouraging the building, extending and operating of factories for the spinning of thread and yarns, and the knitting and weaving of cloth and other fabrics of cotton and wool in this State, and plants for the purpose of building ships and factories for the manufacture of bags,

wood pulp products, wooden cabinets and farm implements, or any other manufactured products.

J. E. Speight,
Secretary.

SIGNING OF BILLS AND HOUSE JOINT RESOLUTIONS

The Speaker of the House in the presence of the House, immediately after the titles had been publicly read by the Clerk, the reading at length having been dispensed with by a two-thirds vote of a quorum present, signed the Bills, and Senate Joint Resolutions the titles to which are set out in the above and foregoing Message from the Senate.

INTRODUCTION OF BILLS.

On a call of Counties Bills were introduced, severally read one time and referred to appropriate Standing Committee as follows:

By Mr. Morrow:

H. 332. Making it unlawful for any defendant on bail or bail bond or recognizance for appearance to any lawful court in the state of Alabama to forfeit his or her bail or bail bond or recognizance, and fixing the punishment.

Judiciary.

By Mr. Morrow:

H. 333. To regulate release of bail after conditional judgment and taxing costs of forfeiture on defendant.

Judiciary.

By Mr. Morrow:

H. 334. To amend Section 10467 of the Code of Alabama.

Judiciary.

By Mr. Morrow (By request):

H. 335. To amend Section 3376 of the Code of Alabama.

Judiciary.

By Mr. Morrow (By Request):

H. 336. To amend Section 3263 of the Code of Alabama.

Judiciary.

By Mr. Morrow (By Request):

H. 337. To amend Section 3762 of the Code of Alabama.

Judiciary.

REPORT OF RULES COMMITTEE

Mr. Long, Chairman of the Standing Committee on Rules reported that said Committee in session had acted on the following Resolutions and ordered same returned to the House with a favorable report:

By Rules Committee:

H. R. 56. Resolved that the following be made special paramount continuing orders for the 18th Legislative Day immediately after the report of Standing Committees, which shall take precedence of all special orders heretofore made: S. 108; S. 109, S. 81, H. 107, S. 38; S. 54; S. 40; S. 103; S. 104; S. 152.

Resolved further that no bill shall be taken up for passage at the afternoon or night session of the House.

And the Resolution was adopted.

By Rules Committee:

H. R. 57. Whereas there are several members of this House who since their election and qualification as members of this House have accepted appointments as deputy solicitor for their respective counties and

Whereas a question has been raised as to their lawful right to continue to serve as representatives in this House and

Whereas the matter of their right to continue as representatives in this House from their respective counties is purely a technical one and

Whereas this House is of the clear opinion that these such members of the House are both legally and morally members of this House.

Therefore be it resolved that all such members of this House of Representatives of Alabama who have qualified for the said position of deputy solicitor in their said counties are entitled under the law to continue as lawful members of this House in all respects as if they had not qualified for the position of deputy solicitor as referred to.

And the Resolution was adopted.

By Rules Committee:

H. J. R. 58. Resolved by the House, the Senate concurring, that the Lieutenant Governor of Alabama, shall be ex-officio a member of the Judiciary Recess Committee and shall receive the same per diem and mileage as other members of said committee while so serving.

And the Resolution was adopted.

By Rules Committee:

H. J. R. 59. Be it resolved by the House, the Senate concurring, That the Speaker of the House and the President Pro Tem of the Senate, be ex-officio members of all Joint Recess Committees or Commissions created by an Act or Joint Resolution.

And the Resolution was adopted.

By Rules Committee:

H. R. 60. Be it resolved by the House, That there is hereby created the following House Recess Committees:

1st. Public Roads and Highways to consist of ten members to be appointed by the Speaker of the House.

2nd. Banking and Insurance to consist of ten members to be appointed by the Speaker of the House.

3rd. Public Buildings and Institutions to consist of ten members to be appointed by the Speaker of the House.

4th. Game, Fish and Fisheries to consist of ten members to be appointed by the Speaker of the House.

Resolved, further That the members of each of said Committees shall receive the same compensation and the same expenses as members of the House of Representatives receive and the same mileage as allowed by law for members of the Legislature; provided, however, that they shall receive mileage only one time, and provided further, that if any or either of said recess committees shall adjourn or take a recess for exceeding three days the members of such committee or committees shall not receive the per diem and expenses during said recess.

Resolved, further, that each of said committees may employ, clerks and stenographers necessary to transact the business coming before said Committee or Committees and fix their compensation.

Resolved further, That the Speaker of the House shall be ex-officio a member of each of said several Committees.

Resolved, further, That the Clerk of the House is hereby instructed and directed to certify to the correctness of the per diem and expenses of the members of the said several committees and that the same must be approved by the Speaker of the House before payment.

Resolved, further, that the Speaker of the House may appoint a clerk or secretary to keep the records necessary for the transaction of the business required of the Speaker of the House, and fix his compensation.

Resolved, further, That if it shall be necessary to travel away from the Capitol in making any investigation then necessary traveling expenses shall be paid in addition to the compensation and expenses above provided.

And the Resolution was adopted.

S. J. R. 25. Be it resolved by the Senate, the House concurring, That a joint committee of the Senate and the House is hereby created to consist of 2 members on the part of the Senate, to be appointed by the presiding officer of the Senate, and 3 members on the part of the House, to be appointed by the Speaker of the House, whose duty it shall be to visit the Alabama School of Trades and Industry at Gadsden, Alabama, and investigate said institution as to its needs of maintenance, buildings and equipments, and to make such recommendations to the Legislature as to its financial needs for the present together with its possible requirement in the future to the end that the institution will be placed upon a permanent, substantial and definite working basis.

That the committee shall be paid a per diem and expenses in the same manner that other legislators and committees are paid. And the Resolution was adopted.

S. J. R. 26. To raise a Committee to Investigate and Make a Report Upon the Girl's Industrial School of Alabama and Other Institutions of Like Kind and Character.

Be it Resolved by the Senate, the House of Representatives concurring, that a joint Committee from the Senate and the House of Representatives of the Alabama Legislature is hereby authorized to consist of two members from the Senate to be appointed by the President of the Senate, and three members from the House to be appointed by the Speaker of the House, which Committee shall sit at such time as they may deem proper either during the Legislature session or during recess of the Legislature. Second, It shall be the duty of said Committee to investigate conditions at the Girls' Industrial School, located at Birmingham, and such other institutions of like kind and character and make a report to Legislature of Alabama of their findings and conclusions and recommend to the Legislature the enactment of such statutes as they may deem necessary for the control and maintenance of these Institutions. Third, If such Committee sit during recess of the Legislature they shall receive ten dollars per day and the necessary traveling and hotel expenses incurred.

And the Resolution was adopted.

MESSAGE FROM THE SENATE

Mr. Speaker:

The Senate had concurred in and adopted the following House Joint Resolution:

H. J. R. 43. Requesting the President of the United States to call an extra session of Congress after adjournment of the present session so that the policy of the Government in the operation of the dam and nitrate plants at Wilson Dam may be finally determined.

Also:

H. J. R. 35. Urging the Senators and Representatives in Congress from Alabama to use their best efforts to secure the substitution of cotton for jute either by tariff levy, or otherwise as may seem to them wise and expedient.

Also:

H. J. R. 36. Commending steps taken by manufacturers to increase the demand for cotton.

And returns same herewith to the House.

J. E. Speight,
Secretary.

MESSAGE FROM THE SENATE

Mr. Speaker:

The Senate has amended as therein shown, and, as amended, has passed the following House Bill and returns same herewith to the House:

H. 95. To fix the per diem or compensation of members of all recess committees appointed by joint resolution of the two houses, or by either the House or Senate of the Legislature.

And returns same herewith to the House.

J. E. Speight,
Secretary.

SENATE MESSAGE

On motion of Mr. Tunstall the House concurred in and adopted the Senate amendment to the Bill H. 95, said Senate amendment being as follows:

SUBSTITUTE FOR HOUSE BILL 95

A BILL

To be entitled An Act to fix the per diem or compensation of members of all recess committees by joint resolution of the two houses of the Legislature.

Be it enacted by the Legislature of Alabama:

Section 1. That the compensation of all members of recess committees or commissions provided for by joint resolution of the two houses of the Legislature be, and the same is hereby, fixed at the same per diem, expense and mileage as members of the Legislature are now paid. Said committee or commissions shall receive compensation for the entire time engaged, except in cases of adjournment exceeding three days; provided, that no member shall collect mileage except for one time, in traveling to and from his residence to the Capitol: Provided if in the judgment of any Committee it shall be necessary to travel away from the Capitol, in making any investigation, then necessary traveling expenses shall be paid in addition to the compensation above fixed. Clerk hire shall be paid as provided in House joint resolution No. 19.

Amend the caption of the Senate Committee Substitute for House Bill No. 95 so as to make same read as follows:

"To fix the per diem or compensation of members of all recess committees or commissions appointed by joint resolution or act of the two houses of the Legislature, and the compensation of their employees and to provide for their payment."

Amend Section 1 of the Committee Substitute for House Bill 95 so as to make same read as follows:

"Section 1. That the compensation of all members of recess committees or commissions provided for by joint resolution or

act of the two houses of the Legislature be, and the same is hereby, fixed at eight dollars per day. Said committees or commissions shall receive compensation for the entire time engaged, except in cases of adjournment exceeding three days; provided, that members shall collect mileage except for one time, in traveling to and from his residence to the Capitol; Provided if in the judgment of any Committee it shall be necessary to travel away from the Capitol, in making any investigation, then necessary traveling expenses shall be paid in addition to the compensation above fixed.

"Persons employed by said several committees shall be paid such reasonable compensation as may be fixed by the Committee making the employment.

"The Chairman of each such committee or commission shall certify to the Auditor what amount is due each member or employee, and the Auditor shall draw his warrant therefor on the State Treasurer."

Yeas, 97; Nays, 0.

Yeas:

Messrs:			
Mr. Speaker	Graves	McAdory	St. John
Adcock	Grove	Martin	Sanders (Conecuh)
Allen	Gullatt	Matthews	Sanders (Pike)
Anderson	Guy	Merrill	Sanderson
Ashcraft	Hampton	Miller (Marengo)	Shepherd
Baldwin	Harwood	Miller (Sumter)	Shivers
Bartlett	Hawkins	Molette	Simpson
Brunson	Hightower	Monk	Smith
Bryant	Hollis	Morrow	Starnes
Burleson	Howard	Moxley	Stephens
Burns	Howell	Mullen	Stewart (Bibb)
Byars	Hubbard	Norman	Stewart (Calhoun)
Cannon	Hughes	Owens	Thompson
Christian	Jeter	Parish	Tompkins
Cockrell	Johnson	Patterson	Tunstall
Cook	Jones (Bullock)	Pitts	Vickers
Darden	Jones (Cleburne)	Poole	Waddell
Deloney	Jordan (Etowah)	Powell	Wallace
Desear	Jordan (Washington)	Quillin	Ward (Geneva)
Edmundson	Kirkpatrick	Reeder	Ward (Tuscaloosa)
Fite	Lawler	Ringer	Ware
Frey	Lee	Rivers	Webb
Golson	Lovelace	Rogers (Elmore)	Weldon
Goode	Luck	Rogers (Mobile)	Winn
Goodwyn			

—97

MESSAGE FROM THE SENATE

Mr. Speaker:

The Senate has amended as therein shown and as amended has passed the following House bill:

H. 273. To provide for codification, revision, digesting and promulgation of the public statutes of Alabama which pertain to agriculture and industries, and related subjects, which are administered by, or relate to the duties of the Commissioner of Agriculture and Industries, the Department of Agriculture and Industries or the State Board of Agriculture.

And returns same herewith to the House.

J. E. Speight,
Secretary.

SENATE MESSAGE

On motion of Mr. Goode the House concurred in and adopted the Senate amendment to the Bill H. 273.

Said Senate amendment being as follows:

Amend H. 273 by adding thereto at the end of Section seven thereof, the following words namely:

"Provided, however, that the total expense to be incurred hereunder shall not exceed Two thousand dollars."

Yeas, 92; Nays, 0.

Yeas:

Messrs:

Mr. Speaker	Golson	Lawler	Rogers (Mobile)
Adcock	Goode	Lee	St. John
Allen	Goodwyn	Lovelace	Sanders (Conecuh)
Anderson	Graves	Luck	Sanders (Pike)
Ashcraft	Grove	McAdory	Sanderson
Baldwin	Gullatt	Martin	Shepherd
Bartlett	Guy	Matthews	Simpson
Brunson	Hampton	Merrill	Smith
Bryant	Harwood	Miller (Sumter)	Starnes
Burleson	Hawkins	Molette	Stephens
Burns	Hightower	Monk	Stewart (Bibb)
Byars	Hollis	Morrow	Stewart (Calhoun)
Cannon	Howard	Mullen	Thompson
Christian	Howell	Norman	Tompkins
Cockrell	Hubbard	Owens	Vickers
Cook	Hughes	Parish	Waddell
Darden	Johnson	Patterson	Wallace
Deloney	Jones (Bullock)	Pitts	Ward (Geneva)
Denson	Jones (Cleburne)	Quillin	Ward (Tuscaloosa)
Desear	Jordan (Etowah)	Reeder	Ware
Edmundson	Jordan (Washington)	Ringer	Webb
Fite	Kirkpatrick	Rivers	Weldon
Frey	Langdon	Rogers (Elmore)	Winn

—92

BILLS ON THIRD READING

S. 108. To amend an Act approved September 29, 1923, entitled: "An Act to provide for and regulate further the Banking Department for the State of Alabama to the end of better regu-

lating the examinations and supervisions of banks and banking in this State."

Was read a third time at length and passed.

Yeas, 72; Nays, 8.

Yeas:

Messrs:

Mr. Speaker	Goode	Luck	Sanders (Pike)
Adcock	Goodwyn	McAdory	Sanderson
Allen	Grove	Martin	Shepherd
Ashcraft	Gullatt	Matthews	Shivers
Baldwin	Hightower	Merrill	Simpson
Bartlett	Hollis	Miller (Sumter)	Smith
Beebe	Howard	Molette	Starnes
Brunson	Howell	Monk	Stephens
Bryant	Hubbard	Morrow	Stewart (Calhoun)
Burleson	Hughes	Mullen	Thompson
Burns	Jeter	Parish	Vickers
Darden	Johnson	Patterson	Waddell
Denson	Jordan (Etowah)	Pitts	Wallace
Desear	Jordan (Washington)	Poole	Ward (Geneva)
Edmundson	Kirkpatrick	Powell	Ward (Tuscaloosa)
Fite	Lawler	Reeder	Webb
Frey	Lee	Rogers (Elmore)	Weldon
Golson	Lovelace	St. John	Winn

—72

Nays:

Messrs.:

Cannon	Cook	Ringer	Tompkins
Cockrell	Quillin	Stewart (Bibb)	Ware

—8

S. 109. To amend Sections 6279, 6280, 6281 and 6300 of the Code of Alabama, relating to State banking laws.

Was read a third time at length and passed.

Yeas, 70; Nays, 12.

Yeas:

Messrs:

Mr. Speaker	Grove	Lovelace	Sanders (Pike)
Adcock	Gullatt	Luck	Shepherd
Allen	Guy	Martin	Shivers
Ashcraft	Harwood	Matthews	Simpson
Baldwin	Hawkins	Merrill	Smith
Bartlett	Hightower	Molette	Starnes
Beebe	Hollis	Mullen	Stephens
Bryant	Howard	Parish	Stewart (Calhoun)
Burns	Howell	Patterson	Thompson
Byars	Hubbard	Pitts	Tompkins
Darden	Hughes	Powell	Vickers
Denson	Jeter	Rankin	Waddell
Edmundson	Johnson	Reeder	Ward (Geneva)
Fite	Jordan (Etowah)	Rivers	Ward (Tuscaloosa)
Frey	Jordan (Washington)	Rogers (Elmore)	Webb
Golson	Kirkpatrick	Rogers (Mobile)	Weldon
Goode	Langdon	Sanders (Conecuh)	Winn
Goodwyn	Lee		

—70

Nays:

Messrs.:

Cannon

Cockrell

Cook

Jones (Cleburne)

Monk

Moxley

Nipper

Norman

Owens

Quillin

Ringer

Ware

—12

REPORT OF STANDING COMMITTEE ON ENROLLED BILLS

Mr. Speaker:

Your Standing Committee on Enrolled Bills reports that it has examined the following House Bills:

H. 273. To provide for the codification, revision, digesting and promulgation of the public statutes of Alabama which pertain to agriculture and industries, and related subjects, which are administered by, or relate to the duties of the Commissioner of Agriculture and Industries, the Department of Agriculture and Industries or the State Board of Agriculture.

H. 95. To fix the per diem or compensation of members of all recess committees or commissions appointed by joint resolution or act of the two houses of the Legislature, and the compensation of their employees and to provide for their payment.

And finds same correctly enrolled.

Robt. B. Harwood,
Chairman.

SIGNING OF BILL

The Speaker of the House in the presence of the House, immediately after the titles had been publicly read by the Clerk, the reading at length having been dispensed with by a two-thirds vote of a quorum present, signed the Bills, the titles to which are set out in the above and foregoing report of the Standing Committee on Enrolled Bills.

REPORT OF STANDING COMMITTEE ON ENROLLED BILLS

Mr. Speaker:

Your Standing Committee on Enrolled Bills reports that it has examined the following House Joint Resolutions:

H. J. R. 43. For the purpose of requesting His Excellency, Calvin Coolidge, President of the United States, to call an extra session of the Congress of the United States to determine the policy of the Government in the operation of Wilson Dam and the Nitrate Plants in the Muscle Shoals District, State of Alabama.

Also:

H. J. R. 35. For the purpose of urging the Senators and members of congress of Alabama to use their best efforts to secure the substitution of cotton for jute, either by tariff levy, or otherwise.

Also:

H. J. R. 36. For the purpose of increasing the demand for cotton. All fertilizer manufacturers are requested to use cotton sacks and the Commissioner of Agriculture is urged to send a copy of this resolution to all other fertilizer manufacturers not using cotton sacks, asking them to adopt this policy.

And finds same correctly enrolled.

Robt. B. Harwood,
Chairman.

SIGNING OF HOUSE JOINT RESOLUTION

The Speaker of the House in the presence of the House, immediately after the titles had been publicly read by the Clerk, the reading at length having been dispensed with by a two-thirds vote of a quorum present, signed the House Joint Resolutions, the titles to which are set out in the above and foregoing report of the Standing Committee on Enrolled Bills.

BILLS ON THIRD READING

S. 81. Regulating the issuance of injunctions against municipalities of the State.

Was read a third time at length and passed.

Yeas, 80; Nays, 2.

Yeas:

Messrs:

Mr. Speaker	Fite	Langdon	Reeder
Adcock	Frey	Lee	Ringer
Allen	Goode	Lovelace	Rivers
Anderson	Goodwyn	Luck	Rogers (Elmore)
Ashcraft	Grove	McAdory	Rogers (Mobile)
Baldwin	Gullatt	Martin	Sanders (Conecuh)
Bartlett	Guy	Matthews	Sanders (Pike)
Beebe	Hampton	Merrill	Shepherd
Bryant	Harwood	Miller (Sumter)	Shivers
Burleson	Hawkins	Monk	Smith
Burns	Hightower	Morrow	Stephens
Byars	Hollis	Moxley	Stewart (Calhoun)
Cannon	Howard	Mullen	Thompson
Carter	Hubbard	Nipper	Waddell
Cockrell	Hughes	Norman	Wallace
Cook	Jeter	Owens	Ward (Geneva)
Darden	Jones (Bullock)	Parish	Ward (Tuscaloosa)
Deloney	Jones (Cleburne)	Patterson	Ware
Denson	Jordan (Washington)	Quillin	Webb
Desear	Kirkpatrick	Rankin	Weldon

—80

Nays:—Messrs. Simpson, Tompkins—2.

H. 107. To amend Section 6855 of the Code of Alabama, 1923.

Was read a third time at length and passed.

Yeas, 65; Nays, 2.

Yeas:

Messrs:

Mr. Speaker	Golson	Martin	Sanders (Pike)
Adcock	Goode	Matthews	Shepherd
Allen	Goodwyn	Merrill	Shivers
Ashcraft	Grove	Miller (Sumter)	Simpson
Baldwin	Gullatt	Monk	Smith
Bartlett	Harwood	Moxley	Stephens
Beebe	Hawkins	Mullen	Stewart (Calhoun)
Brunson	Hightower	Nipper	Thompson
Bryant	Hubbard	Owens	Tompkins
Burleson	Hughes	Patterson	Vickers
Burns	Jeter	Pitts	Wallace
Byars	Jordan (Washington)	Rankin	Ward (Geneva)
Cockrell	Langdon	Reeder	Ward (Tuscaloosa)
Darden	Lee	Rivers	Ware
Denson	Lovelace	Rogers (Elmore)	Webb
Edmundson	McAdory	Rogers (Mobile)	Weldon
Frey			

—65

Nays:—Messrs. Cannon, Ringer.—2.

On motion of Mr. Edmundson the Bill H. 107 was ordered sent forthwith to the Senate without Engrossment.

S. 38. To provide for the revision, codification, and promulgation of the Game and Fish laws of this State, both civil and criminal, and to make an appropriation for the expense of same.

Was read a third time at length and passed.

Yeas, 72; Nays, 8.

Yeas:

Messrs:

Mr. Speaker	Goode	Langdon	Rogers (Elmore)
Adcock	Goodwyn	Lee	Rogers (Mobile)
Allen	Grove	Lovelace	Sanders (Conecuh)
Ashcraft	Gullatt	McAdory	Sanders (Pike)
Baldwin	Guy	Martin	Shepherd
Bartlett	Hampton	Molette	Shivers
Brunson	Harwood	Monk	Smith
Bryant	Hawkins	Moxley	Starnes
Burns	Hightower	Mullen	Stewart (Calhoun)
Byars	Howell	Nipper	Thompson
Cook	Hubbard	Owens	Tompkins
Darden	Hughes	Parish	Tunstall
Deloney	Jeter	Patterson	Vickers
Denson	Johnson	Pitts	Waddell
Edmundson	Jones (Bullock)	Quillin	Wallace
Fite	Jordan (Etowah)	Reeder	Ward (Geneva)
Frey	Jordan (Washington)	Ringer	Ward (Tuscaloosa)
Golson	Kirkpatrick	Rivers	Weldon

—72

Nays:

Messrs.:

Cannon	Hollis	Stephens	Ware
Cockrell	Rankin	Stewart (Bibb)	Webb

—8

MESSAGE FROM THE SENATE

Mr. Speaker:

The Senate has concurred in the following House Joint Resolutions:

H. J. R. 58. Relative to the Lieutenant Governor being ex-officio members of the Recess Judiciary Committee.

Also:

H. J. R. 59. Relative to the Speaker of the House and President Pro Tem of the Senate being made ex-officio members of all Joint Recess Committees or Commissions.

And returns same herewith to the House.

J. E. Speight,
Secretary.

MESSAGE FROM THE SENATE

Mr. Speaker:

The Senate has passed the following House Bills and returns same herewith to the House:

H. 44. To require judges of probate in the several counties of the State of Alabama to furnish the United States Veterans Bureau certified copies of all settlements by guardians of beneficiaries of said Bureau.

Also:

H. 47. To amend Sections 1545 and 1547 of the Code of Alabama of 1923.

Also:

H. 115. To amend Section 952, Code of Alabama 1923.

J. E. Speight,
Secretary.

SENATE MESSAGE

Mr. Speaker:

The Senate has concurred in and adopted the report of the Committee of Conference on the disagreement of the two houses on the Senate amendments to the Resolution:

H. J. R. 19 Relative to the creation of certain recess committees.

Said Conference report being in the following words and figures to-wit:

To the Presiding Officer of the Senate,

To the Speaker of the House of Representatives:

The committee of conference of the two Houses, having under consideration House Resolution Number 19, beg to report as follows:

We recommend that the Senate amend said resolution so as to read as follows:

"Be it Resolved by the House, the Senate Concurring, that House Joint Resolution No. 19 be amended so as to read as follows:

There are hereby created the following Recess Committees or Commissions of the Legislature of Alabama, to-wit:

"1. Judiciary, to be composed of four members of the Senate, to be appointed by the President of the Senate, and eight members of the House, to be appointed by the Speaker of the House.

"2. Ways and Means, to be composed of seven members of the Senate, to be appointed by the President of the Senate and ten members of the House, to be appointed by the Speaker of the House.

"3. Education, to be composed of six members of the Senate, to be appointed by the President of the Senate and ten members of the House to be appointed by the Speaker of the House; sessions limited to twenty days.

"4. Agriculture, to be composed of six members of the Senate, to be appointed by the President of the Senate and ten members to be appointed by the Speaker of the House; sessions limited to twenty days.

"5. Resolved, Further, That the president pro-tem of the Senate and the Speaker of the House shall be ex-officio members of said several committees.

Resolved, Further, That the members of the said several committees, shall be paid on the certificate of the Chairman thereof, eight dollars per day and mileage, while actually engaged, except in cases of adjournment exceeding three days; and the said committees shall each have authority to employ, at reasonable compensation, clerks, stenographers or other assistants for such time as may be necessary for the expeditious discharge of the duties of the Committees; and the said committees shall have power to summon witnesses and call for books and papers; and do and perform such other acts as may be necessary to a full, complete and detailed investigation, study and report on the subjects herein referred to. If in the judgment of any committee it shall be necessary to travel away from the Capitol in making any investigation, then necessary travel expenses shall be paid in addition to the compensation above fixed.

Resolved, Further, That the said committees shall make full reports and recommendations regarding their findings, together with bills which in their judgment are proper to bring about the ends sought by their recommendations.

Resolved, further, That the duties of said committees shall be as follows:

"1. Judiciary: To consider all questions concerning the judicial system of the State, organization of the courts, enforcement of criminal laws, procedure, and all matters affecting the

administration of justice and may sit and confer with a committee of the Alabama State Bar Association, who will not be paid by the State.

"2. Ways and Means: To consider all questions of finance and taxation and the raising of revenue for the State.

"3. Education: To consider the matter of public education in the state of Alabama and the system of laws regarding the same, and particularly, to study the School Code of Alabama.

"4. Agriculture: To consider all matters pertaining to the Agricultural welfare of the State of Alabama.

Resolved, further, That it is the duty of the said several committees to make their several investigations and prepare their reports at a conveniently early date, and in such time that their reports may be on file at the reconvening of the Legislature at its adjourned session.

Resolved, Further, That the foregoing is not intended to include or prejudice the several and separate matters covered by and provided for in H. J. R. 25, S. J. R. 10, 25, 26 and 28 and S. B. 74.

We further recommend that the House concur in said Senate amendment.

W. H. Mitchell,
Jas. A. Hines,
Travis Williams,
Committee on part of Senate.
D. Lee Edmundson,
Hugh D. Merrill,
A. M. Tunstall,
Committee on part of House.

And the Senate has amended said Resolution, H. J. R. 19 in accordance with said report of the Conference Committee.

And said Resolutions, as thus amended, was again read a third time at length and adopted by the Senate.

And returns same herewith to the House.

J. E. Speight,
Secretary.

SENATE MESSAGE

On motion of Mr. Tunstall the House concurred in and adopted the report of the Committee of Conference on the disagreement of the two Houses on the Senate amendment to House Joint Resolution No. 19. Said report of said Committee of Conference being set out in the above and foregoing Message from the Senate.

Yeas, 78; Nays, 6.

Yeas:**Messrs:**

Mr. Speaker
Adcock
Allen
Ashcraft
Baldwin
Bartlett
Beebe
Bryant
Burleson
Burns
Byars
Carter
Cockrell
Darden
Deloney
Denson
Desear
Edmundson
Fite
Frey

Goode
Goodwyn
Grove
Gullatt
Guy
Hampton
Harwood
Hawkins
Hightower
Howard
Howell
Hubbard
Jeter
Johnson
Jones (Bullock)
Jordan (Etowah)
Jordan (Washington)
Kirkpatrick
Langdon
Lawler

Lee
Lovelace
Luck
McAdory
Martin
Merrill
Miller (Sumter)
Molette
Monk
Morrow
Mullen
Owens
Parish
Patterson
Pitts
Poole
Reeder
Ringer
Rogers (Elmore)

Rogers (Mobile)
St. John
Sanders (Pike)
Shepherd
Shivers
Simpson
Smith
Starnes
Stephens
Stewart (Calhoun)
Thompson
Tunstall
Vickers
Waddell
Ward (Geneva)
Ward (Tuscaloosa)
Ware
Webb
Winn

—78

Nays:**Messrs:**

Cannon
Hollis

Moxley
Quillin

Rankin

Rivers

—6

MESSAGE FROM THE SENATE**Mr. Speaker:**

The Senate has originated and adopted the following Senate Joint Resolution, and sends same herewith to the House:

By Mr. Williams:

S. J. R. 42. Be it resolved by the Senate, the House concurring,

That when the two bodies, the Senate and House of Representatives, adjourn today, that they adjourn until and to convene again on Tuesday the 7th day of June, 1927 at 2 o'clock P. M.

Secretary.
J. E. Speight,

SENATE MESSAGE

On motion of Mr. St. John the House concurred in and adopted the S. J. R. 42 set out in the above and foregoing Message from the Senate.

BILLS ON THIRD READING

S. 54. To enlarge the authority, powers and jurisdiction of the Alabama Public Service Commission, so as to provide for

the supervision, inspection and regulation by said Commission in the public interest of the operation of motor carriers and of their service, rules, regulations, and practices; fares, rates, charges and facilities; franchises and licenses; to provide for the payment of supervision and inspection fees by motor carriers; to provide compensation for performance of the duties imposed upon the commission hereunder; and to provide measures for the enforcement of the commissions' orders, and penalties for failure to comply with the orders of the commission, or with the provisions of this Act.

Was taken up. The question was upon the adoption of the amendment reported by the Standing Committee on Public Roads and Highways.

Committee Amendment to S. 54:

Amend sub-section "C" of Section 10, so that it will read as follows:

(c) To motor vehicles used in transporting live stock, supplies, fertilizers or any other farm necessities, or any farm or dairy products to or from the place of production, or to or from the farm.

Amend Section 12 of S. B. 54, so that Section 12, when amended, will read as follows:

"Section 12. Every motor carrier shall keep attached to each motor vehicle operated under the provisions of this act, such distinctive markings or tag as shall be prescribed by the commission, and shall maintain each such motor vehicle in good operating condition. All drivers of motor vehicles transporting persons or property for hire over any public highway in this State between fixed termini or over a regular route, are required to stop each and every motor vehicle before crossing over any steam or electric interurban railroad main tracks at a grade, stop to be made at not less than ten feet nor more than thirty feet from the nearest rail over which the highway crosses, except where such crossing is a guarded crossing protected by gates or a flag controlled or operated by an employee of such railroad. After making the stop herein required, the driver or operator of the motor vehicle shall carefully look in each direction for approaching cars or trains and shall not start his vehicle until it is ascertained that no cars or trains are approaching in either direction."

On motion of Mr. Martin the Bill S. 54 and pending amendment were recommitted to the Standing Committee on Public Roads and Highways.

MESSAGE FROM THE SENATE

Mr. Speaker:

The President of the Senate having signed the following Senate Bills, your signature thereto is requested:

S. 81. Regulating the issuance of injunctions against municipalities of the State.

Also:

S. 108: To amend an Act approved September 29, 1923, entitled: "An Act to provide for and regulate further the Banking Department for the State of Alabama to the end of better regulating the examinations and supervisions of banks and banking in this State.

Also:

S. 109. To amend Sections 6179, 6280, 6281 and 6300 of the Code of Alabama, relating to State banking laws.

Also:

S. J. R. 25. Relative to appointment of a Joint Committee to visit Alabama School of Trades and Industry.

Also:

S. J. R. 26. Relative to the appointment of a Joint Committee to investigate the conditions of the Girl's Industrial School located in Birmingham.

J. E. Speight,
Secretary.

SIGNING OF SENATE BILLS AND SENATE JOINT RESOLUTIONS

The Speaker of the House in the presence of the House, immediately after the titles had been publicly read by the Clerk, the reading at length having been dispensed with by a two-thirds vote of a quorum present, signed the Bills, and Senate Joint Resolutions, the titles to which are set out in the above and foregoing Message from the Senate.

REPORT OF STANDING COMMITTEE ON ENROLLED BILLS

Mr. Speaker:

Your Standing Committee on Enrolled Bills reports that it has examined the following House Joint Resolution:

H. J. R. 19. Relative to creating recess committees or commissions of the Legislature of Alabama, and providing for their powers and duties and compensation, and for the payment of expenses incurred in the performance of said duties.

And find same correctly enrolled.

Robt. B. Harwood,
Chairman.

SIGNING OF HOUSE JOINT RESOLUTIONS

The Speaker of the House in the presence of the House, immediately after the titles had been publicly read by the Clerk, the reading at length having been dispensed with by a two-thirds vote of a quorum present, signed the House Joint Resolution, the

title to which is set out in the above and foregoing report of the Standing Committee on Enrolled Bills.

CERTIFICATE OF CLERK

To the House of Representatives:

I hereby certify that the bills and H. J. R. hereinafter mentioned were delivered to the Executive Department on the dates and hours named and that I hold the receipt of the Executive Department for same.

Delivered to Governor Feb. 18, 1927.

At 10:40 A. M.:

H. 159.

H. 150.

H. 32.

H. 95.

H. 273.

H. J. R. 45

H. J. R. 36.

H. J. R. 35.

J. H. Stewart,
Clerk.

RECESS

On motion of Mr. Monk the House recessed until three o'clock this afternoon.

AFTERNOON SESSION

The hour of three o'clock P. M. having arrived the House reconvened.

MESSAGE FROM THE SENATE

Mr. Speaker:

The President of the Senate having signed the following Senate Bill, your signature thereto is requested:

S. 38. To provide for the revision, codification, and promulgation of the game and fish laws of this State, both Civil and Criminal, and to make an appropriation for the expense of same.

J. E. Speight,
Secretary.

SIGNING OF SENATE BILLS

The Speaker of the House in the presence of the House, immediately after the title had been publicly read by the Clerk, the

reading at length having been dispensed with by a two-thirds vote of a quorum present, signed the bill, the title to which is set out in the above and foregoing Message from the Senate.

APPOINTMENT OF RECESS COMMITTEES

The Speaker of the House announced the appointment of the following as members of the various recess committees and commissions in accordance with Acts, Joint Resolutions and Resolutions heretofore passed:

JOINT RECESS COMMITTEE ON JUDICIARY

Simpson	Winn	Ware	Starnes
Sanderson	Luck	Harwood	Vickers

JOINT RECESS COMMITTEE ON WAYS AND MEANS

Tunstall	St. John	Miller (Marengo)	Graves
Deloney	Edmundson	Norman	Shepherd
Merrill	Goodwyn		

JOINT RECESS COMMITTEE ON AGRICULTURE

Goode	Kirkpatrick	Ringer	Burns
Allen	Golson	Hampton	Sanders (Pike)
Parish	Shivers		

JOINT RECESS COMMITTEE ON EDUCATION

Ward (Tuscaloosa)	Ward (Geneva)	Thompson	Fite
Edwards	Molette	Hughes	Cook
Baldwin	Adcock		

JOINT RECESS COMMITTEE ON SCHOOL TEXT BOOKS

Lovelace	Jones (Cleburne)	Cockrell
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JOINT RECESS COMMITTEE ON JOINT LAWS

Lee	Denson	Hawkins
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JOINT RECESS COMMITTEE TO INVESTIGATE AFFAIRS OF JEFFERSON COUNTY, ALABAMA.

Ward (Geneva)	Guy	Martin
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JOINT RECESS COMMITTEE ON MUSCLE SHOALS

Waddell	Tompkins	Ashcraft
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JOINT RECESS COMMITTEE TO VISIT ALABAMA SCHOOL OF TRADES AND INDUSTRY.

Rankin	Pegues	Bryant
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JOINT RECESS COMMITTEE ON PUBLIC ROADS AND HIGHWAYS

Poole	Smith	Stephens	Matthews
Rogers (Mobile)	Guy	Lawler	Miller (Sumter)
Langdon	Desear		

HOUSE RECESS COMMITTEE ON GAME, FISH AND FISHERIES

Jeter	Brunson	Mullen	Darden
Jordan (Washington)	Bartlett	Howell	Hightower
Beebe	Reeder		

HOUSE RECESS COMMITTEE ON PUBLIC BUILDINGS AND INSTITUTIONS

Sanders (Conecuh)	Anderson	Burleson	Morrow
Carter	Weldon	Byars	Frey
Hollis	Stewart (Bibb)		

HOUSE RECESS COMMITTEE ON BANKING AND INSURANCE

Johnson	Stewart (Calhoun)	Jordan (Etowah)	McAdory
Moxley	Wallace	Patterson	Gullatt
Owens	Christian		

JOINT RECESS COMMITTEE TO INVESTIGATE GIRL'S INDUSTRIAL SCHOOL UNDER S. J. R. 26

Jones (Bullock)	Monk	Webb
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MESSAGE FROM THE GOVERNOR

Gentlemen of The Legislature:

The Governor herewith returns House Bill 224 without his approval but suggesting certain executive amendments.

Gaston Scott,
Secretary to the Governor.

To the Legislature of Alabama,
Gentlemen of the House:

I return, herewith, House Bill No. 224, a local bill, without my approval but suggest that if the following executive amendments are adopted the bill will meet with my approval. I therefore suggest the following executive amendments:

1st. Amend the title by striking therefrom, in line one of the enrolled bill, the number "16."

2nd. By striking from the title, in line two of the bill as enrolled, the words, "and add Section 13½ to."

3rd. By striking from line twenty-four of the bill as enrolled the following words, "and that Section 13½ as hereinafter set forth be added thereto."

The amendments are suggested in order to render the bill intelligible and are in accordance with the amendments passed by the House and Senate which overlooked striking out the words

and figures to which attention has been called above. With these amendments the bill will be entire and correct.

Respectfully,
Bibb Graves, Governor

GOVERNOR'S MESSAGE

On motion of Mr. Rankin the House concurred in and adopted the amendment proposed by His Excellency, the Governor, to the Bill H. 224. Said amendment as proposed by the Governor being set out in the above and foregoing Message from the Governor.

Yeas, 76; Nays, 0.

Yeas:

Messrs:

Mr. Speaker	Desear	Kirkpatrick	Quillin
Adcock	Fite	Langdon	Rankin
Allen	Frey	Lawler	Reeder
Anderson	Golson	Lee	Ringer
Ashcraft	Goode	Lovelace	Rivers
Baldwin	Goodwyn	Luck	St. John
Bartlett	Graves	Martin	Shepherd
Beebe	Grove	Merrill	Shivers
Brunson	Gullatt	Molette	Simpson
Bryant	Guy	Monk	Smith
Burleson	Harwood	Morrow	Starnes
Burns	Hawkins	Mullen	Stephens
Byars	Hightower	Norman	Tompkins
Cannon	Hollis	Owens	Vickers
Cockrell	Howard	Parish	Wallace
Cook	Hubbard	Patterson	Ware
Darden	Hughes	Pitts	Webb
Deloney	Jeter	Poole	Weldon
Denson	Johnson	Powell	Winn

—76

Which was a majority of the whole number elected to the House.

And said bill:

H. 224. To amend Section 12, 16 and 21, and repeal Section 23, and add Section 13½ to, an Act entitled an Act: "To establish an Inferior Court to be known as the Inferior Court of Athens, Alabama, in lieu of all justices of the peace and notaries public with power of justice of the peace in Athens precinct No. 1, which lies within or partly within Athens, the county seat of Limestone County, Alabama, said county seat having a population of 1500 or more according to the last federal census; to define the jurisdiction of powers of said court and the judges and officers of said court and the manner of their appointment or election and the payment of their salaries; and to define the jur-

isdiction and powers of said court and the judge thereof, approved October 6, 1920.

As amended by the amendment proposed by His Excellency, The Governor was again read a third time at length and passed.

Yeas, 76; Nays, 0.

Yeas:

Messrs:

Mr. Speaker	Denson	Johnson	Powell
Adcock	Desear	Kirkpatrick	Quillin
Allen	Fite	Langdon	Rankin
Anderson	Frey	Lawler	Ringer
Ashcraft	Golson	Lee	St. John
Baldwin	Goode	Lovelace	Shepherd
Bartlett	Goodwyn	Luck	Shivers
Beebe	Graves	Martin	Simpson
Brunson	Grove	Merrill	Smith
Bryant	Gullatt	Molette	Starnes
Burleson	Guy	Monk	Stephens
Burns	Hampton	Morrow	Tompkins
Byars	Harwood	Mullen	Vickers
Cannon	Hightower	Nipper	Waddell
Carter	Hollis	Owens	Wallace
Cockrell	Howard	Parish	Ware
Cook	Howell	Patterson	Webb
Darden	Hughes	Pitts	Weldon
Deloney	Jeter	Poole	Winn

—76

Which was a majority of the whole number elected to the House.

REPORT OF STANDING COMMITTEE ON ENROLLED BILLS

Mr. Speaker:

Your Standing Committee on Enrolled Bills reports that it has examined the following House Bills and House Joint Resolutions:

H. 44. To require judges of probate in the several counties of the State of Alabama to furnish the United States Veterans Bureau certified copies of all settlements by guardians of beneficiaries of said Bureau.

Also:

H. 47. To amend Sections 1545 and 1547 of the Code of Alabama of 1923.

Also:

H. 115. To amend Section 952, Code of Alabama 1923.

Also:

By Rules Committee:

H. J. R. 59. Making the Speaker of the House, and President Pro Tem of the Senate ex-officio members of all joint recess committees or commissions.

Also:

By Rules Committee:

H. J. R. 58: Making the Lieutenant Governor of Alabama ex officio member of the Judiciary Recess Committee and providing for per diem and mileage.

And finds same correctly enrolled.

Robt. B. Harwood,
Chairman.

SIGNING OF BILLS AND HOUSE JOINT RESOLUTIONS

The Speaker of the House in the presence of the House, immediately after the titles had been publicly read by the Clerk, the reading at length having been dispensed with by a two-thirds vote of a quorum present, signed the Bills, and House Joint Resolutions, the titles to which are set out in the above and foregoing report of the Standing Committee on Enrolled Bills.

MESSAGE FROM THE SENATE

Mr. Speaker:

The Senate has passed the following House Bills and returns same herewith to the House:

H. 151. To fix the salary of the deputy solicitor of Macon County at twelve hundred dollars per annum, payable in monthly installments of one hundred dollars, and to provide for the payment thereof.

Also:

H. 301. To repeal an act to abrogate to and abolish the jurisdiction of Justices of the Peace and Notaries public with powers of Justices of the Peace in Morgan County, Alabama; of all criminal causes except as committing magistrates in felony cases.

Also:

H. 284. To authorize the sheriff of Walker County Alabama to appoint two special and general deputies, fix their tenure of office, prescribe their duties, fix their compensation and to authorize and require the Court of County Commissioners to pay the same by warrants drawn on the treasurer and paid out of the general funds of said County, and to require said deputies to give bonds in the sum of \$2000.00 payable to said sheriff with conditions as required by Section 2595 of the Code of Alabama, 1923.

Also:

H. 293. To provide for the working of all male inhabitants of Houston County, Alabama, between the ages of eighteen and forty-five years, on the public roads of said County; to provide for the levy and collection of a per capita road tax upon such persons in lieu of such road service; to be used for the maintenance, upkeep, building and repair of such public roads; to

prescribe the manner and means of raising or collecting such tax; to provide for and regulate the working, building, maintenance and upkeep of the public roads of said county; and to provide and fix penalties for the violation of the provisions of this act.

Also:

H. 103. To validate the proceedings of the court of county commissioners of Escambia County, Alabama, made and entered since February 1, 1923, so far as the same relate to all loans made to said county, and to validate and confirm all outstanding county warrants and refunding warrants for money borrowed for county purposes.

Also:

H. 203. To fix and provide for the payment out of the county treasury the salary for the deputy solicitor for Clarke County, Alabama, and to repeal all laws and parts of laws in conflict herewith.

Also:

H. 302. To further provide for the construction and maintenance of public roads and bridges for Morgan County, Alabama by fixing the age limits of those subject to road duty as twenty-one to fifty both inclusive; by providing regulations and penalties to carry the provisions of this act into effect; by prescribing the methods of warning road hands and method of receipting those who pay in lieu of working; by providing for overseers and fixing their duties and powers; by making it the duty of the respective members of the Board of Revenue jointly with their duly authorized overseers to prosecute all violators of road laws in Morgan County.

Also:

H. 289. To repeal an Act "To establish in precinct 9 in Covington County, Alabama, an Inferior Court in lieu of all Justices of the Peace and Notaries Public with the powers of a Justice of the Peace in the said precinct, to be known as the Inferior Court of Florala, to define the jurisdiction and powers of said court and judge thereof," Approved August 22, 1923.

Also:

H. 296: To fix and regulate the fees of witnesses in criminal cases and in the county court and circuit court of Lauderdale County, Alabama, and before the grand jury of said county, and to provide for the payment thereof and to provide for the collection of witness fees from defendant convicted and for the disposition of the same.

Also:

H. 255. To exempt from taxation lands in the purchase of which a municipality has invested money pursuant to the terms of a lease sale contract or option agreement.

Also:

H. 68. For the relief of E. Finke and to appropriate for said E. Finke the sum of one hundred dollars for money paid by him for the use of the State for a license for the year 1925-26 for the operation of a poolroom in Cullman, Alabama.

J. E. Speight,
Secretary.

MESSAGE FROM THE SENATE

Mr. Speaker:

The Senate has amended as therein shown and as amended, had passed the following House Bill:

H. 162. To require all state and county officers who are not on a salary exclusively, but who receive fees or part fees for their services and compensation, to file monthly itemized statements under oath with the Treasurer or such other corresponding officer in their respective counties showing monies received and expended by said officers in their respective offices and departments, in all counties of the State of Alabama having a population of not less than ninety thousand and not exceeding three hundred thousand according to the last or any subsequent federal census, and to provide penalties for failure to file such reports and for filing false reports.

And returns same herewith to the House.

J. E. Speight,
Secretary.

SENATE MESSAGE

On motion of Mr. Grove the House concurred in and adopted the Senate amendment to the Bill H. 162.

Said Senate amendment being as follows:

A SUBSTITUTE BILL FOR H. 162.

To be Entitled an Act to require all Tax Assessors, Tax Collectors, Judges of Probate, and Sheriffs, who are not on a salary exclusively, but who receive fees or part fees for their services and compensation, to file monthly itemized statements, under oath, with the treasurer, or such other corresponding officer, in their respective counties, showing monies received and expended by said officers in their respective offices, and departments, in all counties of the State of Alabama, having a population of not less than ninety thousand and not exceeding three hundred thousand, according to the last, or any subsequent Federal Census; and to provide penalties for failure to file such reports.

Be it Enacted by the Legislature of Alabama:

Section 1. That in all counties of the State of Alabama having a population of not less than ninety thousand and not exceeding three hundred thousand, according to the last or any subsequent Federal Census, all Tax Assessors, Tax Collectors, Judges of Probate and Sheriffs, who are not on a salary exclusively, but who receive fees or part fees for their services and compensation shall, on the 15th day of each and every month, except when such day falls on Sunday or a legal holiday, then on the next succeeding business day, file with the Treasurer, or such other corresponding officer in their respective counties, itemized statements showing monies received and expended by the above named officers or their respective departments, during the preceding month, ending on the last day thereof, including in such statement the sum total of all fees received during each month as such officer, together with the source of such fees and including also an itemized statement of all expenses incurred by such officer, which said statements shall be made under oath, preserved by the person or officer with whom deposited, and shall be open for the inspection of the public, at any and all times during the office hours of said Treasurer, or such corresponding officer.

Section 2. Their failure to file any of the above described reports or statements shall constitute a misdemeanor, punishable by a fine of not more than One Hundred Dollars.

Section 3. This bill shall take effect immediately upon its passage by the Legislature and approval by the Governor.

Yeas, 65; Nays, 0.

Yeas:

Messrs:

Mr. Speaker	Desear	Kirkpatrick	Owens
Adcock	Fite	Langdon	Parish
Allen	Frey	Layler	Patterson
Ashcraft	Golson	Lee	Pitts
Baldwin	Grove	Lovelace	Poole
Bartlett	Gullatt	Luck	Powell
Beebe	Guy	McAdory	Quillin
Brunson	Hampton	Matthews	Rankin
Bryant	Harwood	Merrill	Reeder
Burns	Hawkins	Molette	Ringer
Byars	Hollis	Monk	Rivers
Cannon	Howard	Morrow	Rogers (Elmore)
Carter	Howell	Moxley	Rogers (Mobile)
Cook	Jones (Cleburne)	Mullen	Vickers
Darden	Jordan (Etowah)	Nipper	Ware
Deloney	Jordan (Washington)	Norman	Winn
Denson			

—65

MESSAGE FROM THE SENATE

Mr. Speaker:

The Senate has amended as therein shown, and as amended,

has passed the folowing House Bill and returns same herewith to the House:

H. 117. To amend Sections 2948 and 2973 of the Code of Alabama 1923.

J. E. Speight,
Secretary.

SENATE MESSAGE

On motion of Mr. Adcock the House concurred in and adopted the Senate amendment to the Bill H. 117 Said Senate amendment being as follows:

SUBSTITUTE FOR HOUSE BILL NO. 117

To be entitled An Act to amend Section 3 and 6 of an act entitled an act "To further provide for and regulate the payment of pensions to confederate soldiers and sailors and their widows and to make necessary appropriation therefor. Approved September 6, 1923". Designated as Section 2948 and Section 2973 of the Code of Alabama.

Be it Enacted by the Legislature of Alabama:

1. That Section 3 of an act to provide for and regulate the payment of pensions to confederate soldiers and sailors and their widows and to amend so as to read as follows:

Section 3. That beginning with April quarter, 1927, there shall be paid quarterly to each pensioner in class A, the sum of \$90.00 for each quarter; to each pensioner of class One, the sum of \$45.00 for each quarter; to each pensioner of class Two, the sum of \$30.00 for each quarter; to each pensioner of class Three, the sum of \$22.50 for each quarter.

That beginning with October Quarter, 1927, there shall be paid quarterly to each pension in class A the sum of \$100.00 for each quarter; to each pensioner in class One, the sum of \$55.00 for each quarter; to each pensioner of class Two, the sum of \$35.00 for each quarter; to each pensioner in class three, the sum of \$25.00 per quarter.

That beginning with the April quarter 1928, there shall be paid quarterly to each pensioner in class A the sum of \$110.00 for each quarter; to each pensioner in class One, \$65.00 for each quarter; to each pensioner of class Two \$40.00 for each quarter; to each pensioner of class Three, \$27.50 for each quarter.

That beginning with the October quarter 1928 there shall be paid quarterly to each pensioner in class A the sum of \$120 00 for each quarter; to each pensioner of class One the sum of \$75.00 for each quarter; to each pensioner in class Two \$45.00 for each quarter; to each pensioner in class Three the sum of \$30.00 for each quarter.

That beginning with the January quarter 1929 and thereafter there shall be paid quarterly to each pensioner in class A the sum of \$150.00 for each quarter and the pensioners in classes One, Two and Three shall continue to receive the same quarterly pensions as above provided.

That soldiers and sailors who are entitled to benefits of this article who are now on the pension roll or who may hereafter be placed on the pension rolls of this State, shall constitute class A and shall receive the amounts provided under this act. All widows of confederate soldiers or sailors now on pension rolls or who may hereafter be placed on the pension rolls under the existing laws of this State, shall be divided into three classes, as follows: Widows of the age of eighty years and over, or who are totally blind shall constitute class One, widows who are between seventy years of age and eighty years of age shall constitute class Two, widows under seventy years of age shall constitute class Three and they shall receive pensions according to their class, as provided under this act.

All of said pensions shall be paid quarterly on the first days of October, January, April and July of each year.

2. That Section 6 of an act to provide for and regulate the amount of pensions to confederate soldiers and sailors and their widows and to make necessary appropriations therefor, Approved September 6, 1923, be amended so as to read as follows:

Section 6. There is hereby continuously appropriated from the general funds of the State a sufficient sum which, in conjunction with the moneys derived from the one mill pension fund, shall in total amount not exceed the sum of \$1,750,000.00 per annum, or so much thereof as may be necessary to carry out the provisions of this act, provided that if said amount is not sufficient, at any time, to pay the pension herein provided, any moneys to the credit of the pension fund may be used to supply any deficiency to pay said pensions in full.

3. That all laws and parts of laws in conflict with the provisions of this act be and the same are hereby repealed.

Yeas, 80; Nays, 1.

Yeas:

Messrs:

Mr. Speaker

Adcock

Allen

Anderson

Ashcraft

Baldwin

Bartlett

Beebe

Brunson

Bryant

Burleson

Burns

Bvars

Cannon

Christian

Cook

Darden

Deloney

Desear

Fite

Frey

Golson

Goode

Goodwyn

Graves

Grove

Gullatt

Hightower

Hollis

Howard

Howell

Hughes

Jeter

Johnson

Jones (Bullock)

Jones (Clebune)

Jordan (Etowah)

Jordan (Washington)

Kirkpatrick

Langdon

Lee	Nipper	Rogers (Mobile)	Thompson
McAdory	Norman	St. John	Tompkins
Matthews	Owens	Sanders (Conecuh)	Tunstall
Merrill	Parish	Sanders (Pike)	Vickers
Miller (Sumter)	Pitts	Sanderson	Waddell
Molette	Poole	Shepherd	Ward (Tuscaloosa)
Monk	Powell	Simpson	Ware
Morrow	Reeder	Starnes	Webb
Moxley	Ringer	Stephens	Weldon
Mullen	Rogers (Elmore)	Stewart (Calhoun)	Winn

—80

Nays:—Mr. Cockrell—1.

MESSAGE FROM THE SENATE

Mr. Speaker:

The Senate has amended as therein shown, and, as amended, has passed the following House Bill and returns same herewith to the House:

H. 185. To fix the ex-officio fees of the sheriffs in all counties in this State which now have or which may hereafter have a population of fifty thousand people, and less than seventy-five thousand people according to the last Federal census or any such census which may hereafter be taken, and to regulate the payment of same.

J. E. Speight,
Secretary.

SENATE MESSAGE

On motion of Mr. Powell the House concurred in and adopted the Senate amendment to the Bill, H. 185. Said Senate amendment being as follows:

Amend the Caption of the Bill so as to make the same read as follows:

"To fix the Ex-officio fees of the Sheriffs in counties in this State which now have or which may hereafter have a population of fifty thousand people, and less than fifty four thousand people according to the last Federal census or any such census which may hereafter be taken, and to regulate the payment of same."

Amend Section 1 of the Bill by striking out the words "seventy five thousand" wherever they occur therein and inserting in lieu thereof the words "fifty four thousand."

Yeas, 73; Nays, 0.

Yeas:

Messrs:

Mr. Speaker	Baldwin	Burns	Darden
Adcock	Bartlett	Carter	Deloney
Allen	Brunson	Christian	Desear
Anderson	Bryant	Cockrell	Edmundson
Ashcraft	Burleson	Cook	Fite

Frey	Jones (Cleburne)	Nipper	Rogers (Mobile)
Golson	Jordan (Etowah)	Norman	St. John
Goode	Kirkpatrick	Owens	Sanders (Pike)
Goodwyn	Langdon	Parish	Sanderson
Graves	McAdory	Patterson	Shepherd
Grove	Matthews	Pitts	Stewart (Calhoun)
Gullatt	Merrill	Poole	Thompson
Hightower	Miller (Sumter)	Powell	Tompkins
Hollis	Molette	Quillin	Ward (Tuscaloosa)
Howell	Monk	Rankin	Ware
Hubbard	Morrow	Reeder	Webb
Hughes	Moxley	Ringer	Weldon
Jeter	Mullen	Rivers	Winn
Johnson			

—73

MESSAGE FROM THE SENATE

Mr. Speaker:

The Senate has passed the following House Bills and returns same herewith to the House:

H. 19. To amend Section 8605 of the 1923 Code of Alabama.

H. 206. To regulate the expenditure of the proceeds from the excise tax and other motor fuels, as enacted in 1923, upon the public roads and bridges in an equitable manner in all counties of this State having a population of 23,000 and not over 23,100 people, according to the last Federal census.

J. E. Speight,
Secretary.

REPORT OF STANDING COMMITTEE ON ENROLLED BILLS

Mr. Speaker:

Your Standing Committee on Enrolled Bills reports that it has examined the following House Bills:

H. 289. To repeal an Act "To establish in precinct 9 in Covington County, Alabama, an Inferior Court in lieu of all Justices of the Peace and Notaries Public with the powers of a Justice of the Peace in the said precinct, to be known as the Inferior Court of Florala, to define the jurisdiction and powers of said court and judge thereof," approved August 22, 1923.

And finds same correctly enrolled.

R. B. Harwood,
Chairman.

SIGNING OF BILLS

The Speaker of the House in the presence of the House, immediately after the titles had been publicly read by the Chair the reading at length having been dispensed with by a two-thirds vote of a quorum present, signed the Bill, the title to which is set

out in the above and foregoing report of the Standing Committee on Enrolled Bills.

MESSAGE FROM THE SENATE

Mr. Speaker:

The Senate has concurred in and adopted the amendment proposed by His Excellency, The Governor, to the bill:

H. 224. To amend Sections 12 and 21, and repeal Section 23, an Act entitled an Act: "To establish an Inferior Court to be known as the Inferior Court of Athens, Alabama, in lieu of all justices of the peace and notaries public with power of justice of the peace in Athens precinct No. 1, which lies within or partly within Athens, the county seat of Limestone County, Alabama, said county seat having a population of 1500 or more according to the last federal census; to define the jurisdiction of powers of said court and the judges and officers of said court and the manner of their appointment or election and the payment of their salaries; and to define the jurisdiction and powers of said court and the judge thereof, approved October 6, 1920.

By a vote of a majority of the whole number elected to the Senate; said vote being Yeas, 22; Nays, 0.

And said bill, H. 224, as thus amended by the amendment of the Governor was again read a third time at length and passed by a vote of a majority of the whole number elected to the Senate; said vote being Yeas 19, Nays 0.

And said bill is herewith returned to the House.

J. E. Speight,
Secretary.

MESSAGE FROM THE SENATE

Mr. Speaker:

The Senate has originated and adopted the following Senate Joint Resolution, and sends same herewith to the House:
By Rules Committee:

S. J. R. 43. Resolved by the Senate, That there is hereby created a Recess Committee from the Senate to be known as Recess Committee on Public Roads and Highways to consist of 6 members to be appointed by the Presiding officer of the Senate.

Be it further resolved by the Senate, the House concurring, that the Public Roads and Highways Recess Committee of the Senate is hereby directed and requested to sit with the Recess Committee of the House on public Roads and Highways and that their findings and recommendations to the Legislature when it reconvenes in June, 1927.

It shall be the duty of this Committee, acting in conjunction with the House Committee to investigate the price of gasoline sold in Alabama and as compared with the price of gasoline in other states, and make report to the Legislature of its findings with recommendations.

J. E. Speight,
Secretary.

SENATE MESSAGE

On motion of Mr. Tunstall the House concurred in and adopted the S. J. R. 43 set out in the above and foregoing Message from the Senate.

MESSAGE FROM THE SENATE

Mr. Speaker:

The President of the Senate having signed the following Senate Joint Resolution, your signature thereto is requested:

S. J. R. 43. Creating a Joint Recess Committee of the Senate on Public Roads and Highways.

J. E. Speight,
Secretary.

SIGNING OF SENATE JOINT RESOLUTION

The Speaker of the House in the presence of the House, immediately after the title had been publicly read by the Clerk, the reading at length having been dispensed with by a two-thirds vote of a quorum present, signed the Senate Joint Resolution the title to which is set out in the above and foregoing Message from the Senate.

MESSAGE FROM THE SENATE

Mr. Speaker:

Pursuant to the Resolution:

H. J. R. 19, Relative to the creation of certain Joint Recess Committees of the Legislature.

The President and Presiding Officer of the Senate has appointed as members of such Committees on part of the Senate, the following:

Judiciary: Messrs. Williams, Bonner, Ellis of Shelby, Young.

Ways and Means, Messrs: Ellis of Dallas, Teasley, Mitchell, Craft, Fite, Hines, Jack.

Education, Messrs: Oliver, Cowan, Nolen, Warren, Loflin, Thompson.

Agriculture, Messrs: Hall, Caffey, Stanley, Holmes, Justice, Nixon.

J. E. Speight,
Secretary.

MESSAGE FROM THE SENATE

Mr. Speaker:

Pursuant to the requirements of the bill:

S. 74. To create a commission to be known as The Alabama Muscle Shoals Commission, to provide its appointment, to define its duties and powers and to make an appropriation for its expenses.

The President of the Senate has appointed as members of said Commission on part of the Senate, Messers: Jones and James.

J. E. Speight,
Secretary.

MESSAGE FROM THE SENATE

Mr. Speaker:

Pursuant to the Resolution:

S. J. R. 28: Relative to creating a Joint Recess Committee to investigate the Bond Laws of the State.

The President of the Senate has appointed as members of said Committee on part of the Senate, Messers: Stokes and Moore.

J. E. Speight,
Secretary.

MESSAGE FROM THE SENATE

Mr. Speaker:

Pursuant to the Resolution:

S. J. R. 10: Relative to creating a Joint Recess Committee to investigate the School Text-books of the State.

The President of the Senate has appointed as members of said Committee on part of the Senate, Messers: Walker and Carlton.

J. E. Speight,
Secretary.

MESSAGE FROM THE SENATE

Mr. Speaker:

Pursuant to the Resolution:

H. J. R. 25: Creating a Joint Recess Committee to investigate the financial affairs of Jefferson County.

The President and Presiding Officer of the Senate has appointed as members of said Committee on part of the Senate Messers: Jackson and Bradford.

J. E. Speight,
Secretary.

MESSAGE FROM THE SENATE

Mr. Speaker:

Pursuant to the Resolution:

S. J. R. 25: Relative to a Joint Recess Committee to investigate the Alabama School of Trades and Industry.

The President of the Senate has appointed as members of said Committee on part of the Senate, Messers: Walton and Edgar.

Also:

Pursuant to the Resolution:

S. J. R. 26. Relative to a Joint Recess Committee to investigate the Alabama Girls' Industrial School.

The President of the Senate has appointed as members of said Committee on part of the Senate, Messers: Edgar and Walton.

J. E. Speight,
Secretary.

MESSAGE FROM THE SENATE

Mr. Speaker:

The Senate has concurred in and adopted the following House Joint Resolution:

H. J. R. 29: Relative to a survey of the oyster-bearing waters in Baldwin County, Alabama, similar to what has been done in Mobile County, Alabama.

And returns same herewith to the House.

J. E. Speight,
Secretary.

MESSAGE FROM THE SENATE

Mr. Speaker:

The Senate has originated and adopted the following Senate Joint Resolution, and sends same herewith to the House:

By Mr. Fite:

S. J. R. 44, Resolved by the Senate, the House concurring, that the President of the Senate and Speaker of the House appoint a Committee of five, three from the House and two from the Senate, to invite Will Rogers to address the two Houses informally to-night after his lecture at the Municipal Auditorium.

Secretary.

J. E. Speight,

SENATE MESSAGE

On motion of Mr. Goode the House concurred in and adopted the S. J. R. 44 set out in the above and foregoing Message from the Senate.

And the Speaker named as a Committee on the part of the House, Messrs: Goode, Fite and Reeder:

REPORT OF STANDING COMMITTEE ON ENROLLED BILLS.

Mr. Speaker:

Your Standing Committee on Enrolled Bills reports that it has examined the following House Bills:

H. 117. To amend section 3 and 6 of an act entitled An Act "To further provide for and regulate the payment of pensions to confederate soldiers and sailors and their widows and to make necessary appropriations therefor. Approved September 6, 1923." Designated as Section 2948 and Section 2973 of the Code of Alabama.

And finds same correctly enrolled.

R. B. Harwood,
Chairman.

SIGNING OF BILL

The Speaker of the House in the presence of the House, immediately after the title had been publicly read by the Clerk, the reading at length having been dispensed with by a two-thirds vote of a quorum present, signed the Bill, the title to which is set out in the above and foregoing report of the Standing Committee on Enrolled Bills.

MESSAGE FROM THE SENATE

Mr. Speaker:

Pursuant to the Resolution:

S. J. R. 43 Creating a Senate Recess Committee on Public Roads and Highways.

The President of the Senate appointed as members of such Committee Messrs. Craft, Jones, Nixon, Justice, Cowan and Edgar.

J. E. Speight,
Secretary.

RECESS

On motion of Mr. Goode the House recessed until 10:30 P. M.

NIGHT SESSION

The hour of 10:30 P. M. having arrived the House reconvened.

RESOLUTION

Mr. Tunstall introduced the following resolution:
By Mr. Tunstall:

H. J. R. 61. Resolved by the House, the Senate concurring, that a Joint Committee consisting of three members from the House to be appointed by the Speaker of the House, and two from the Senate to be appointed by the President of the Senate, be appointed to wait upon the Governor to ascertain if he has any further business or communications for the Legislature.

And on motion of Mr. Tunstall the Rules were suspended and the resolution was adopted.

And the Speaker named as the Committee on the part of the House, Messrs: Tunstall, Poole and McAdory.

Montgomery, Ala., Feby. 18th, 1927.

To the Speaker of the House of Representatives:

Sir:

I am directed by the Governor to transmit herewith the following Message.

Respectfully submitted,
Gaston Scott,
Private Secretary.

To the Speaker of the House of Representatives:

Under authority of the Act, S. B. 74, creating "The Muscle Shoals Commission" I have appointed Hon. L. B. Musgrove of Jasper, Alabama and the Hon. W. E. Fort of Birmingham, Alabama, as members of said Commission.

Respectfully submitted,
Governor.
Bibb Graves,

REPORT OF STANDING COMMITTEE ON ENROLLED BILLS.

Mr. Speaker:

Your Standing Committee on Enrolled Bills reports that it has examined the following House Joint Resolution.

By Mr. Beebe:

H. J. R. 29. House Joint Concurrent Resolution to make a survey of the oyster bearing waters in Baldwin County, Alabama, similar to what has been done in Mobile County, Alabama, in the Bay of Mobile, supplementing and completing the work that has already been accomplished as well as in Mississippi Sound.

And find same correctly enrolled.

Robt. B. Harwood,
Chairman.

SIGNING OF HOUSE JOINT RESOLUTION

The Speaker of the House in the presence of the House, immediately after the title had been publicly read by the Clerk, the

reading at length having been dispensed with by a two-thirds vote of a quorum present, signed the House Joint Resolution, the title to which is set out in the above and foregoing report of the Committee on Enrolled Bills.

REPORT OF STANDING COMMITTEE ON ENROLLED BILLS

Mr. Speaker:

Your Standing Committee on Enrolled Bills reports that it has examined the following House Bills:

H. 103. To validate the proceedings of the Court of County Commissioners of Escambia County, Alabama, made and entered since February 1, 1923, so far as the same relate to all loans made to said County, and to validate and confirm all outstanding county warrants and refunding warrants for money borrowed for County purposes.

Also:

H. 203. To fix and provide for the payment out of the county treasury the salary for the deputy solicitor for Clarke County, Alabama, and to repeal all laws and parts of laws in conflict herewith.

Also:

H. 302. To further provide for the construction and maintenance of public roads and bridges for Morgan County, Alabama by fixing the age limits of those subject to road duty as twenty-one to fifty both inclusive; by providing regulations and penalties to carry the provisions of this act into effect; by prescribing the methods of warning road hands and method of receipting those who pay in lieu of working; by providing for overseers and fixing their duties and powers; by making it the duty of the respective members of the Board of Revenue jointly with their duly authorized overseers to prosecute all violators of road laws in Morgan County.

Also:

H. 206. To regulate the expenditure of the proceeds from the excise tax and other motor fuels, as enacted in 1923, upon the public roads and bridges in an equitable manner in all counties of this State having a population of 23,000 and not over 23,100 people, according to the last Federal census.

Also:

H. 296. To fix and regulate the fees of witnesses in criminal cases and in the county court and circuit court of Lauderdale County, Alabama, and before the grand jury of said county, and to provide for the payment thereof and to provide for the collection of witness fees from defendant convicted and for the disposition of the same.

Also:

H. 255. To exempt from taxation lands in the purchase of which a municipality has invested money pursuant to the terms of a lease sale contract or option agreement.

Also:

H. 68. For the relief of E. Finke and to appropriate for said E. Finke the sum of one hundred dollars for money paid by him for the use of the State for a license for the year 1925-26 for the operation of a poolroom in Cullman, Alabama.

Also:

H. 284. To authorize the sheriff of Walker County Alabama to appoint two special and general deputies, fix their tenure of office, prescribe their duties, fix their compensation and to authorize and require the Court of County Commissioners to pay the same by warrants drawn on the treasurer and paid out of the general funds of said County, and to require said deputies to give bonds in the sum of \$2,000.00 payable to said sheriff with conditions as required by Section 2595 of the Code of Alabama, 1923.

Also:

H. 301. To repeal an act to abrogate to and abolish the jurisdiction of Justices of the Peace and Notaries public with powers of Justices of the Peace in Morgan County, Alabama; of all criminal causes except as committing magistrates in felony cases.

Also:

H. 151. To fix the salary of the deputy solicitor of Macon County at twelve hundred dollars per annum, payable in monthly installments of one hundred dollars, and to provide for the payment thereof.

Also:

H. 293. To provide for the working of all male inhabitants of Houston County, Alabama, between the ages of eighteen and forty-five years, on the public roads of said County; to provide for the levy and collection of a per capita road tax upon such persons in lieu of such road service; to be used for the maintenance, upkeep, building and repair of such public roads; to prescribe the manner and means of raising or collecting such tax, to provide for and regulate the working, building, maintenance and upkeep of the public roads of said county; and to provide and fix penalties for the violation of the provisions of this act.

Also:

H. 185. To fix the ex-officio fees of the sheriffs in all counties in this State which now have or which may hereafter have a population of fifty thousand people, and less than fifty-four thousand people according to the last Federal census or any such census which may hereafter be taken, and to regulate the payment of same.

Also:

H. 19. To amend Section 8605 of the 1923 Code of Alabama.

Also:

H. 162. To require all State and county officers who are not on a salary exclusively, but who receive fees or part fees for their services and compensation, to file monthly itemized statements under oath with the treasurer or such other corresponding officer in their respective counties showing moneys received and expended by said officers in their respective offices and departments, in all counties of the State of Alabama having a population of not less than ninety thousand and not exceeding three hundred thousand according to the last or any subsequent Federal census, and to provide penalties for failure to file such reports and for filing false reports.

Also:

H. 224. (with amendment): To amend Sections 12, 16 and 21, and repeal Section 23, of an Act entitled An Act: "To establish an inferior court to be known as the inferior court of Athens, Alabama, in lieu of all justices of the peace and notaries public with power of justice of the peace in Athens Precinct No. 1, which lies within or partly within Athens, the county seat of Limestone County, Alabama, said county seat having a population of 1,500 or more according to the last Federal census; to define the jurisdiction of powers of said court and the judges and officers of said court and the manner of their appointment or election and the payment of their salaries; and to define the jurisdiction and powers of said court and the judge thereof, approved October 6, 1920.

And finds same correctly enrolled.

Robt. B. Harwood,
Chairman.

SIGNING OF BILLS

The Speaker of the House in the presence of the House, immediately after the titles had been publicly read by the Clerk, the reading at length having been dispensed with by a two-thirds vote of a quorum present, signed the Bills, the titles to which are set out in the above and foregoing report of the Standing Committee on Enrolled Bills.

MESSAGE FROM THE SENATE

Mr. Speaker:

The Senate has concurred in and adopted:

H. J. R. 61. Relative to a Committee to wait upon the Governor and ascertain if he has any further business or communications for the Legislature.

And the President of the Senate appointed as members of said Committee on part of the Senate Messrs. Brown and Cowan.

And returns same herewith to the House.

J. E. Speight,
Secretary.

MESSAGE FROM THE GOVERNOR

Gentlemen of the House of Representatives:

I am directed by the Governor to hand you herewith his message.

Respectfully submitted,
Gaston Scott,
Secretary to the Governor.

Feb. 18th, 1927.

To the House of Representatives:

Gentlemen,

I congratulate you upon having done, within less than two months, more to conserve and develop the human resources of Alabama than has heretofore been done in our time. With all my heart I thank you and pray that God will continue to bless us and make us a blessing, and help us to "Keep on keeping on" until our task is done.

Respectfully,
Bibb Graves,
Governor.

CERTIFICATE OF CLERK

To the House of Representatives:

I hereby certify that the bills and H. J. R. hereinafter mentioned were delivered to the Executive Department on the dates and hours named and that I hold the receipt of the Executive Department for same.

Delivered to Governor Feb. 18, 1927, at 5:30 P. M.

H. 289.

Delivered to Governor Feb. 18, 1927, at 2:30 P. M.

H. J. R. 19.

Delivered to Governor Feb. 18, 1927, at 4 P. M.

H. 44.

H. 47.

H. 115.

H. J. R. 58.

H. J. R. 59.

Delivered to Governor Feb. 18, 1927, at 5:30 p. m.

H. 289.

Delivered to Governor Feb. 18, 1927, at 6:10 p. m.

H. 117.

Delivered to Governor Feb. 18, 1927, at 11:30 p. m.

H. 103; H. 203; H. 302; H. 206; H. 296; H. 255; H. 68; H. 284; H. 301; H. 151; H. 293; H. 185; H. 19; H. 162; H. 224; H. J. R. 29.

J. H. Stewart,
Clerk.

ADJOURNMENT.

In accordance with a Joint Resolution heretofore adopted, the House, on motion of Mr. Tunstall, adjourned until Tuesday, June 7th, 1927, at two o'clock P. M.

NINETEENTH DAY

Montgomery, Alabama,
House of Representatives,
Tuesday, June 7th, 1927.

The House met pursuant to adjournment.

PRAYER

The session was opened with prayer by Rev. Mr. Thompson of the House.

ROLL CALL

On a call of the roll of the House the following members answered to their names:

Messrs:			
Mr. Speaker	Golson	Lovelace	Rogers (Elmore)
Adcock	Goode	Luck	Rogers (Mobile)
Allen	Goodwyn	McAdory	St. John
Anderson	Graves	Martin	Sanders (Conecuh)
Ashcraft	Green	Matthews	Sanders (Pike)
Baldwin	Grove	Merrill	Sanderson
Bartlett	Gullatt	Miller (Marengo)	Shepherd
Beebe	Guy	Miller (Sumter)	Shivers
Brunson	Hampton	Molette	Simpson
Bryant	Harwood	Monk	Smith
Burleson	Hawkins	Moxley	Starnes
Burns	Hightower	Mullen	Stephens
Byars	Hollis	Nipper	Stewart (Bibb)
Cannon	Howard	Norman	Stewart (Calhoun)
Carter	Howell	Owens	Thompson
Christian	Hughes	Parish	Tompkins
Cockrell	Jeter	Patterson	Tunstall
Cook	Johnson	Pegues	Vickers
Darden	Jones (Bullock)	Pitts	Waddell
Deloney	Jones (Cleburne)	Poole	Wallace
Denson	Jordan (Etowah)	Powell	Ward (Geneva)
Desear	Jordan (Washington)	Quillin	Ward (Tuscaloosa)
Edmundson	Kirkpatrick	Rankin	Ware
Edwards	Langdon	Reeder	Webb
Fite	Lawler	Ringer	Weldon
Frey	Lee	Rivers	Winn

A quorum was present.

JOURNAL

The Chairman of the Standing Committee on Revision of the Journal made the following report.

REPORT OF STANDING COMMITTEE ON REVISION OF THE JOURNAL

Mr. Speaker:

Your standing committee on Revision of the Journal begs leave to report that said committee has carefully examined the Journal of the House for the Eighteenth legislative day, and finds same correct.

R. G. Langdon,
Chairman.

The report of the committee was concurred in and adopted and the Journal for the Eighteenth legislative day was approved.

OATH OF OFFICE

The oath of office was administered to Mr. J. W. Green of Dallas County by the Speaker.

LEAVE OF ABSENCE

Was granted to Messrs. Morrow and Hubbard for today.

RESOLUTIONS

The following resolutions were introduced:

By Mr. Tunstall:

H. J. R. 62. Resolved by the House, the Senate concurring, that it is the sense of the two Houses that the Legislature shall continue in session for eighteen (18) Legislative days, and thereupon shall take a recess for such time and to such date as may be fixed by a joint Resolution of the two Houses.

Mr. Tunstall moved that the Rules be suspended and the resolution be put upon immediate passage.

Mr. Powell moved that the further consideration of the resolution be postponed until the 25th Legislative Day and on motion of Mr. Jeter the motion of Mr. Powell was laid upon the table.

And the motion of Mr. Tunstall to suspend the Rules and place the resolution on immediate passage was lost.

And the H. J. R. 62 was referred to the Standing Committee on Rules.

By Mr. Simpson:

H. J. R. 63. Be it resolved by the House the Senate concurring, That being sensible of the great personal hardships endured and dangers encountered by the matchless pioneer of the air,

Nungesser, Coli, Lindberg and Chamberlain, and keenly grieved by the turn of the wheel of fortune that brought death to two of the bravest and equally thankful for the happy and glorious result which befell the efforts of the others.

Be it resolved that the State of Alabama extend to the French Republic and particularly to the comrades and families of Nungesser and Coli their profound sympathy and sorrow, and thankful appreciation for their immortal contribution to human progress, and

Further that to Lindberg and Chamberlain, grateful acknowledgment is made of that debt owed them by the American people in particular and the world at large, often, all too soon forgot, for their personal fortitude and courage, their demonstration of the strength, dependability and standing of American Aviation, their exemplification of true sportsmanship and the lustre shed on the name of our country by their premier trans-Atlantic flights.

And on motion of Mr. Simpson the Rules were suspended and the resolution was adopted.

HOUSE JOINT RESOLUTION

By Mr. Rogers of Mobile:

H. J. R. 64. Whereas, an invitation has been extended by the people of Mobile to the Legislature of the State of Alabama to visit our Gulf City as the guests of its citizens, and inspect the magnificent Docks now being constructed by the State Docks Commission; and,

Whereas, our attention has been called to the fact that on Tuesday, June 14th, 1927, there will be a formal opening and dedication of the bridge connecting Mobile and Baldwin Counties, which bridge has appropriately been named "The Cochrane Bridge" in honor of Mr. John T. Cochrane, the President of the Mobile Bay Bridge Company; and,

Whereas, the Committee of Mobile citizens having in charge the celebration in connection with the formal opening and dedication of the said bridge has extended a cordial invitation to this Legislature to select June 14th, 1927, as the day for their visit to Mobile to inspect the State Docks, so that the Legislature can also inspect the said bridge; and,

Whereas, it is recognized that this bridge is the culmination of long years of effort on the part of the people of Mobile, and that this bridge is of state-wide importance and benefit; and,

Whereas, the representatives of Mobile County have urged the members of the Legislature of the State of Alabama to visit Mobile on June 14th, 1927, at the expense of the citizens of Mobile County;

Now, Therefore, be it resolved by the House, the Senate concurring, that the cordial invitation extended to the Legislature of Alabama by the people of Mobile be, and the same hereby is, accepted, and that the Senate and House do, on June 14th, 1927, visit Mobile in a body for the purpose of inspecting the State Docks and for the purpose of attending the formal opening and dedication of "The Cochrane Bridge."

And on motion of Mr. Rogers of Mobile the Rules were suspended and the Resolution was adopted.

By Mr. Tunstall:

H. R. 65. Resolved, by the House that the Clerk of the House be allowed ten additional assistants to be named by him on the approval of the Speaker of the House. That he shall also be allowed a Chief Clerk in his office whose salary shall be \$8.00 per day, said clerk to be appointed on the approval of the Speaker.

Resolved further, that the Enrolling Clerk of the House be allowed five additional assistants who shall be named by the Enrolling Clerk on the approval of the Speaker of the House.

Resolved Further, that the Speaker of the House be authorized to appoint two additional pages for the House.

And the Resolution was referred to the Standing Committee on Rules.

REPORT OF RULES COMMITTEE

Mr. Tunstall, acting Chairman of the Standing Committee on Rules returned to the House the following Resolution with a favorable report.

By Mr. Tunstall:

H. J. R. 62. Resolved by the House, the Senate concurring, that it is the sense of the two Houses that the Legislature shall continue in session for eighteen (18) Legislative Days and thereupon shall take recess for such time and to such date as may be fixed by a joint Resolution of the two Houses.

And the Resolution was adopted.

Yeas, 60; Nays, 42.

Yeas:

Messrs:

Mr. Speaker	Deloney	Gullatt	Kirkpatrick
Ashcraft	Denson	Guy	Langdon
Baldwin	Desear	Hampton	Lawler
Bartlett	Edmundson	Harwood	Lovelace
Beebe	Golson	Hawkins	Luck
Carter	Goode	Howell	Martin
Christian	Goodwyn	Jeter	Matthews
Cook	Graves	Johnson	Merrill
Darden	Green	Jordan (Etowah)	Miller (Marengo)

Monk	Pitts	Shepherd	Tunstall
Mullen	Poole	Shivers	Vickers
Norman	Reeder	Simpson	Waddell
Owens	St. John	Smith	Ward (Geneva)
Parish	Sanders (Conecuh)	Starnes	Ward (Tuscaloosa)
Patterson	Sanders (Pike)	Stewart (Calhoun)	Winn

—60

Nays:

Messrs:

Adcock	Frey	Miller (Sumter)	Rogers (Elmore)
Allen	Grove	Molette	Rogers (Mobile)
Anderson	Hightower	Moxley	Stephens
Brunson	Hollis	Nipper	Stewart (Bibb)
Bryant	Howard	Pegues	Thompson
Burns	Hughes	Powell	Tompkins
Byars	Jones (Bullock)	Quillin	Wallace
Cannon	Jones (Cleburne)	Rankin	Ware
Cockrell	Jordan (Washington)	Ringer	Webb
Edwards	Lee	Rivers	Weldon
Fite	McAdory		

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MESSAGE FROM THE GOVERNOR

To the Legislature of Alabama,
Gentlemen:

In your short tenure of office, you have given Alabama's children a seven months minimum school term.

You have given her Confederate Veterans and their widows the most generous provision that they have received from any state any time.

You have made the appropriation to amply care for her deaf, her mute and her blind.

You have provided the revenues and the machinery for a continued and accelerated road and bridge building program. The Twenty-five Million Dollar Bond Amendment which you submitted to our people was approved by the most overwhelming and uniform majority ever given any proposition submitted to them, showing their abiding faith in you and the others that they have put in charge of their governmental affairs.

You have solved the convict problem that has so long disturbed Alabama, not only as to State convicts but as to County convicts. Under the powers conferred by you, a gradual movement from the mines is continually going on. Today there is not a county convict in the mines, not a white State convict in a mine nor in a turpentine farm. This process will gradually continue without disturbing business until this movement is completed.

You have solved the Mobile port problem.

This list of major achievements is unequalled in the history of our State and is the best earnest of the greater things you will yet do.

Never have the governmental problems of our State been investigated with such discriminating ability and unselfish devotion as has been done by your several Recess Committees. This recess work will enable you to carry out through deliberately considered and carefully prepared measures, the needed reforms in our State affairs. I believe the expenditures made by these committees will prove for the State the best investment that could have been made by your body. I bespeak for their work, the confidence of your entire body and urge that you give precedence to the raising of the revenue which is necessary to keep Alabama at the front of the vanguard of the progress of today.

Dr. Dowell quotes Babson as having recently said that "Alabama is the richest state in natural resources and with knowledge, industry and faith

she will be the first industrial state in the Union." The world has knowledge of our resources, our people have the industry and the only thing needed is faith. Let us have faith in Alabama and its people, faith in ourselves and in one another. Faith to do the needful in the big things in a big way, to do the needful for education and for health and for our eleemosynary institutions. When we show this faith in ourselves, the world will have faith in us and Babson's prediction will come true NOW and Alabama will be FIRST.

Respectfully submitted,
Bibb Graves,
Governor.

GOVERNOR'S MESSAGE

The above and foregoing Message from the Governor was read one time at length and 500 copies ordered printed for the use of the House.

INTRODUCTION OF BILLS

On a call of Counties Bills were introduced, severally read one time and referred to appropriate Standing Committee as follows:

By Mr. Long:

H. 338. To Prevent any Officer, or office holder, in the State of Alabama from receiving any salary or emolument from the State except the salary or emolument provided by law for such officer when elected, or such office holder when elected or appointed, and making it unlawful to receive more than one salary or any additional compensation.

Rules.

By Mr. Long:

H. 339. To provide and set apart certain offices and rooms in the State Capitol Building for the sole use of the Legislature and to make an appropriation for the repairing, furnishing and equipping of said offices and rooms and the Senate Chamber and Hall of the House of Representatives and to provide for the appointment of the necessary committee or committees to carry into effect the provisions of this Act.

Rules.

By Mr. Long:

H. 340. To authorize and provide for the issuance and sale of State Bonds for the purpose of constructing, improving, repairing and maintaining Public Roads, Highways, and Bridges as authorized by the Constitutional Amendment known as Article XXA of the Constitution of Alabama.

Public Roads and Highways.

By Mr. Long:

H. 341. To amend the incorporation laws of Alabama so as to provide for and authorize an incorporation by the Alabama

Highway Director, the President of the State Board of Administration, and the Chairman of the State Tax Commission, for the purpose of constructing or causing to be constructed, bridges and approaches for public use on or connecting highways in this State; to prescribe its powers and duties; to exercise the right of eminent domain; to provide for raising the necessary funds for such purpose; to prescribe the rights and powers of the purchasers of any bonds issued; to maintain and operate such bridges; to operate any such bridge or bridges for toll until the cost of construction and maintenance shall have been paid, and to provide for the payment of interest on said bonds by the State of Alabama.

Rules.

By Mr. Long:

H. 342. To authorize and require the State Board of Administration to have and maintain a minister of the Gospel at every camp, hospital, prison or other place in the State of Alabama where one hundred or more prisoners or convicts are kept, and to provide for the compensation of such Ministers of the Gospel.
Criminal Administration.

By Mr. Ringer:

H. 343. To provide for the establishment of a Demonstration Farm at or near each of the State Secondary Agricultural Schools of Alabama, to provide for the necessary physical plants and equipment for such farms, to authorize and empower county boards of revenue or county commissioners or other bodies having similar jurisdiction in each county to appropriate funds for aiding in the purchase of land and equipment for said farms, to make appropriations for the maintenance of said farms and provide for their management and control.

Agriculture.

By Mr. Wallace:

H. 344. To amend Section 8563 of the 1923 Code of Alabama.

Revision of Laws.

By Mr. Beebe:

H. 345: To amend Section 3963 of the Code of Alabama of 1923.

Revision of Laws.

By Mr. Deloney (With notice and proof):

H. 346. To vacate and abandon certain described portions of certain streets, avenues and alleys, in the City of Sheffield, County of Colbert, and State of Alabama.

Municipal Organization.

NOTICE AND PROOF H. 346:

NOTICE OF PROPOSED LOCAL LEGISLATION

Notice is hereby given that application will be made to the Legislature of the State of Alabama to enact into law at the session of the Legislature commencing on the 11th day of January, 1927, the following bill, which will be introduced for enactment at the said session of said Legislature:

A BILL

To be entitled: An Act to vacate and abandon certain described portions of certain streets, avenues and alleys, in the City of Sheffield, County of Colbert and State of Alabama.

Be it enacted by the Legislature of Alabama:

Section 1. That all of the parts of the streets, avenues, and alleys, designated according to J. J. Treveres' map of the City of Sheffield, Alabama, as recorded in the office of the Probate Judge of Colbert County, Alabama, described as follows, be and the same are hereby vacated and abandoned as streets, avenues, and alleys, of the City of Sheffield, Alabama.

All that portion of that certain alley which runs north and south through that part of block numbered 652 lying north of the right of way of the Jackson Highway; all of that portion of that certain sixteen-foot alley which runs northwest and southeast through block numbered 208; all of that portion of that certain sixteen-foot alley which runs northwest and southeast through block numbered 190; all that portion of Eighth Avenue lying between blocks 208 and 190; all that portion of Twenty-first Street described as follows: Beginning at the northern-most corner of block numbered 208; thence in a northeasterly direction, along the southeast margin of Ninth Avenue extended, twenty feet; thence in a southeasterly direction parallel to the southwestern margin of Twenty-first Street, 1340 feet, to the point where said line intersects the northwestern margin of Sixth Street extended; thence in a southwesterly direction, along the northwestern margin of Sixth Street extended, 20 feet to the easternmost corner of block numbered 174; thence in a northwesterly direction, along the southwestern margin of Twenty-first Street, 1340 feet to the point of beginning.

Section 2. Be it further enacted, that all that certain fifty-foot street, known as Alabama Court, together with the circular drive at the northwest terminus of said Alabama Court as shown and designated on the map of River Bluff Subdivision in Sheffield, Alabama, made by R. E. Meade, Civil Engineer, and filed for record in the office of the Probate Judge of Colbert County, Alabama, and recorded in map book 2, pages 334 and 335, Colbert County records, be and the same are hereby vacated and abandoned as streets of the City of Sheffield, Alabama.

Section 3. Be it further enacted that all laws and parts of laws in conflict with this Act be and the same are hereby repealed.

STATE OF ALABAMA,
Colbert County.

Before me, Clopper Almon, a Notary Public in and for said County in said State, personally appeared Wilmer T. Goodloe, who, being by me first duly sworn, deposes and says on oath as follows:

My name is Wilmer T. Goodloe. I am over 21 years of age. I am the editor and publisher of The Sheffield Standard. It is a weekly newspaper published in, and of general circulation in Sheffield, Colbert County, Alabama. The above and foregoing notice was published in said newspaper

once a week for four consecutive weeks, namely: On January 7th, 14th, 21st and 28th, 1927.

W. T. Goodloe,
Editor and Publisher, Sheffield Standard.
Sworn to and subscribed before me this 14th day of February, 1927.
Clopper Almon,
Notary Public, Colbert County, Alabama.

By Mr. Deloney (With notice and proof) :

H. 347. To vacate and abandon a certain described portion of a certain street in the City of Sheffield, County of Colbert, and State of Alabama.

Municipal Organization.

Notice and Proof H. 347:

NOTICE OF PROPOSED LOCAL LEGISLATION

Notice is hereby given that application will be made to the Legislature of the State of Alabama to enact into law at the session of the Legislature commencing on the 11th day of January, 1927, the following bill, which will be introduced for enactment at the said session of said Legislature:

A BILL

To be entitled An Act to vacate and abandon a certain described portion of a certain street in the City of Sheffield, County of Colbert and State of Alabama.

Be it enacted by the Legislature of Alabama that that part of Fifteenth Street between blocks numbered 505 and 506, in the City of Sheffield, Alabama, more particularly described as that part of Fifteenth Street beginning on the southeast side of Twentieth Avenue and running in a southeasterly direction to the railroads going to the furnaces, be and the same is hereby vacated and abandoned as a street in the said City of Sheffield, Alabama.

STATE OF ALABAMA,

Colbert County.

Before me, Clopper Almon, a Notary Public in and for said County in said State, personally appeared Wilmer T. Goodloe, who, being by me first duly sworn, deposes and says on oath as follows:

My name is Wilmer T. Goodloe. I am over 21 years of age. I am the editor and publisher of The Sheffield Standard. It is a weekly newspaper published in, and of general circulation in Sheffield, Colbert County, Alabama. The above and foregoing notice was published in said newspaper once a week for four consecutive weeks, namely: On January 7th, 14th, 21st and 28th, 1927.

W. T. Goodloe,
Editor and Publisher, Sheffield Standard.
Sworn to and subscribed before me this 14th day of February, 1927.
Clopper Almon,
Notary Public, Colbert County, Alabama.

By Mr. Baldwin (With notice and proof) :

H. 348. To relieve the Tax Assessor of Covington County from the duty of preparing a book of assessments and in lieu thereof to arrange in alphabetical order the original lists and

have same permanently bound and kept as permanent record and prepare tax collector's abstracts from said assessment lists.

Local Legislation.

Notice and Proof H. B. 348.

NOTICE

Notice is hereby given that the following will be offered for passage at the present session of the Legislature of the State of Alabama, which convened January 11, 1927.

An Act to relieve the Tax Assessor of Covington County from the duty of preparing a book of assessments and in lieu thereof to arrange in alphabetical order the original lists and have same permanently bound and kept as permanent record and prepare tax collector's abstracts from said assessment lists.

Be it enacted by the Legislature of Alabama:

Section 1. That the Tax Assessor of Covington County, Alabama, shall not be required to prepare the book of assessments, but in lieu thereof shall be required to arrange in alphabetical order original assessment lists, and cause the same to be permanently bound, and such assessment lists when bound shall constitute the book of assessments to all intents and purposes. Such assessment lists when bound shall be preserved permanently as a matter of record, and provided that in making the collector's abstracts such abstracts shall be made direct from the assessment lists.

Section 2. That this Act shall be effective on its approval by the Governor.

E. O. Baldwin,

Representative of Covington County, Alabama.

THE STATE OF ALABAMA,

Covington County.

Before me, Annie Ruth Broxson, a Notary Public in and for said County and State, this day personally appeared O. M. Dugger, who, being first duly sworn to speak the truth, deposes and says: That he is editor of The Andalusia Star, a newspaper published in Covington County, and that the notice hereto attached, the same being a Notice of a Local Law for Covington County, Alabama, was published in The Andalusia Star, giving notice of intention to introduce a bill in the Legislature, for four weeks in successive order on the following dates: January 14th, January 21st, January 28th and February 4, 1927.

O. M. Dugger.

Sworn to and subscribed before me on this the 6th day of June, 1927.

Annie Ruth Broxson,
Notary Public.

By Mr. Baldwin (With notice and proof):

H. 349. To provide for the election of a County Superintendent of Education for Covington County, Alabama, by the qualified electors thereof; to fix such officer's term of office, his salary; to provide for said officer's entering into bond and the amount thereof; to prescribe his duties and powers and to provide penalties for failure to perform said duties, and to fix his qualifications and to repeal all laws in conflict with said Act.

Local Legislation.

Notice and proof H. 349.

NOTICE OF LOCAL LAW

Notice is hereby given that at the adjournment regular session of the Legislature of Alabama to convene on June 7th, 1927, a bill will be introduced for passage and enactment into law providing in substance as follows: To provide for the election of the County Superintendent of Education of Covington County, Alabama, by the qualified electors of said county in the general election to be held for said county in 1928 and every four years thereafter; to fix said superintendent's term of office and his salary and to provide the manner of payment thereof and to provide for said officer entering into official bond; to prescribe his duties and powers and to provide penalties for failure to perform said duties and to fix his qualifications and to repeal all laws in conflict with said Act.

E. O. Baldwin,
Representative of Covington County, Alabama.

THE STATE OF ALABAMA,
Covington County.

Before me, Annie Ruth Broxson, a Notary Public in and for said County and State, this day personally appeared O. M. Dugger, who, being first duly sworn to speak the truth, deposes and says: That he is editor of The Andalusia Star, a newspaper published in Covington County, and that the notice hereto attached, the same being a Notice of a Local Law for Covington County, Alabama, was published in The Andalusia Star, giving notice of intention to introduce a bill in the Legislature, for four weeks in successive order on the following dates: April 26th, May 3, May 10th and May 17th, 1927.

O. M. Dugger.
Sworn to and subscribed before me on this the 6th day of June, 1927.
Annie Ruth Broxson,
Notary Public.

By Mr. Baldwin (With notice and Proof):

H. 330. To provide for the institution and prosecution of misdemeanors in the Circuit Court of Covington County, otherwise than by indictment by the grand jury.

Local Legislation.

Notice and proof H. B. 350:

NOTICE

Notice is hereby given that at the next regular session of the Legislature of Alabama to convene in January, 1927, a bill will be introduced for passage and enactment into law providing in substance as follows: To provide for the institution and prosecution of misdemeanors in the Circuit Court of Covington County otherwise than by indictment by the grand jury.

Section 1. Be it enacted by the Legislature of Alabama; that from and after the passage of this Act prosecutions of persons charged with misdemeanors in Covington County may be begun by affidavit made before the Clerk of the Circuit Court of Covington County, and that thereupon the jurisdiction of the Circuit Court of Covington County shall attach, and the same shall proceed to trial and judgment under the same rules and procedure as provided by law in misdemeanor cases.

Section 2. Nothing in this Act shall be construed as to in any manner interfere with or affect prosecutions for misdemeanors upon indictment found by the grand jury in the Circuit Court of Covington County.

Section 3. This Act shall take effect upon its approval by the Governor.

E. O. Baldwin,
Representative of Covington County.

THE STATE OF ALABAMA,
Covington County.

Before me, Annie Ruth Broxson, a Notary Public in and for said County and State, this day personally appeared O. M. Dugger, who, being first duly sworn to speak the truth, deposes and says: That he is editor of The Andalusia Star, a newspaper published in Covington County, and that the notice hereto attached, the same being a Notice of a Local Law for Covington County, Alabama, was published in The Andalusia Star, giving notice of intention to introduce a bill in the Legislature, for four weeks in successive order on the following dates: January 7th, January 14th, January 21st, January 28th, 1927.

O. M. Dugger.

Sworn to and subscribed before me on this the 6th day of June, 1927.

Annie Ruth Broxson,
Notary Public.

By Mr. Kirkpatrick:

H. 351. To provide for the inspection of dairy farms and milk plants, and for the grading of the milk and cream output of such establishments.

Agriculture.

By Mr. Poole:

H. 352. To amend Section 8091 of the Code of Alabama of 1923.

Judiciary.

By Mr. Poole:

H. 353. To provide for the disposition of certain surplus state documents now in the possession of the Department of Archives and History, held in custody for the several other State Departments, Bureaus, Boards, Commissions and other offices and to repeal that Act of the Legislature approved Sept. 23, 1915, and embodied in Sec. 1408 of the Code of 1923, and to appoint a commission to carry into effect these provisions.

Rules.

By Mr. Poole:

H. 354. To amend Section 7489 of the Code.

Public Roads and Highways.

By Mr. Thompson (Notice and proof):

H. 355. To fix and determine the boundary line of that portion of the city of Gadsden, Alabama, that lies east of the Coosa River and to incorporate within the corporate limits of the city of Gadsden the territory bounded by said line and the east bank of the Coosa River.

Municipal Organization.

Notice and proof H. B. 355.

**STATE OF ALABAMA,
Etowah County.**

Personally appeared before me, Joe F. Duke, a notary public in and for said County and State, J. O. Powell, President and Publisher of The Gadsden Evening Star, a newspaper published in Etowah County, Alabama, who makes oath and says that a notice hereto attached, marked Exhibit A, was published in the said The Gadsden Evening Star once a week for four consecutive weeks, commencing on the 24th day of December, 1926.

Subscribed to and sworn before me on this the 4 day of June, 1927.

(Seal)

Joe F. Duke,
Notary Public.
J. O. Powell,

President Gadsden Evening Star.

EXHIBIT "A"

NOTICE

Notice is hereby given that an Act will be introduced at the coming session of the Legislature of Alabama to define and describe the boundaries of the corporate limits of that portion of the City of Gadsden lying east of the west bank of the Coosa river as the same flows through said city.

This 24th day of December, 1926.

O. J. Stocks,
Mayor.

By Mr. Bartlett (Notice and proof) :

H. 356. To establish a county court for DeKalb County Alabama; to define its jurisdiction and powers; to provide for its officers, their powers, duties and compensation; to provide that said court shall be open at all times for the trial of cases and transaction of business; to provide the rules and procedure of said court; to provide for the transfer of certain causes now and hereafter pending in the Circuit Court and the Probate Court of DeKalb County Alabama to the DeKalb County Court; and to provide for the transfer of certain cases pending in said DeKalb County Court to the equity side of the Circuit Court of DeKalb County, Alabama.

Local Legislation.

Notice and proof H. B. 356.

NOTICE

Notice is hereby given that a bill will be introduced at the present session of the Legislature of Alabama to establish in and for DeKalb County, Alabama, a Court to be called the DeKalb County Court, to create and define its jurisdiction, to provide for its officers, their powers, duties and compensation; to fix the terms of said court; to prescribe rules and procedure for said court; to provide for the transfer of all misdemeanors now on the Circuit Court docket in said county to said court, and for the transfer to said court of all misdemeanor cases which may hereafter be returned by indictment into the Circuit Court, to provide for the transfer by agreement of parties all civil suits pending on said docket where the amount involved does not exceed the jurisdiction of said court, to provide for the transfer

to said court of cases arising in the Probate Court of DeKalb County involving the contest of a will and for the transfer from said court to the Circuit Court in Equity of cases filed in said court where there is an equitable defense.

STATE OF ALABAMA,
DeKalb County.

Before me, Lee S. Baker, a Notary Public in and for said County and State aforesaid, this day personally appeared E. O. Davidson, who being by me first duly sworn, deposes and says that he was editor, manager and publisher of The DeKalb County Herald, a newspaper published in the City of Fort Payne, DeKalb County, Alabama, and that the above and foregoing notice has been published every week for four consecutive weeks in said newspaper during the months of January and February, 1927.

E. O. Davidson.

Sworn to and subscribed before me this the 2 day of June, 1927.

Lee S. Baker,
Notary Public.

By Mr. Lovelace:

H. 357. In relation to public education. To provide for prescribing courses of study and for the selection, adoption, securing and distributing of text books.

Rules.

By Mr. Quillin (Notice and proof):

H. 358. To fix and regulate the fees of State witnesses in criminal cases in the Law and Equity Court and Circuit Court of Franklin County, Alabama, and before the Grand Jury of said County, and to provide for the payment thereof, and to provide for the collection of witness fees from defendants convicted and for the disposition of the same.

Local Legislation.

Notice and Proof H. B. 358:

NOTICE OF A LOCAL LAW

THE STATE OF ALABAMA,
Franklin County.

To Whom It May Concern:

You will take notice that at the next session of the Legislature of Alabama, that a bill will be introduced and an effort made to have the same enacted into law, to provide for the payment of the State witnesses, who are subpoenaed to appear in the Law and Equity Court of Franklin County, in the Circuit Court, and before the grand jury of Franklin County, which is in substance, to-wit:

Be it enacted by the Legislature of Alabama:

Section 1. That witnesses in criminal cases in the Law and Equity Court of Franklin County, Alabama, except in preliminary hearings, and in the Circuit Court of said county, and before the grand jury of said county, are entitled to one dollar per day and five cents per mile to and from their residence by the route usually traveled.

Section 2. The fees of such witnesses subpoenaed on the part of the State to appear in the Law and Equity Court, except in preliminary hearings, or the Circuit Court or before the grand jury of said county, shall be a preferred claim against the fine and forfeiture fund of said county, and

provided that if said fund is exhausted at the time of the presentment of the certificates for said fees, then such fees shall be paid out of the general fund of the county.

Section 3. That all witness fees mentioned under section two of this Act, when collected by the clerk of the court shall be paid by him into the fine and forfeiture fund of Franklin County, and provided further that the fees of witnesses shall be collected by said clerk as now fixed and provided by law; the true intent and purpose of this Act being to pay the State witnesses cash for their attendance at the court, and to collect the fees as now fixed by law for the benefit of the fine and forfeiture fund of said county.

Section 4. This shall take effect immediately upon its approval by the Governor.

PRINTER'S AFFIDAVIT

THE STATE OF ALABAMA,
Franklin County.

Before me, M. C. Hester, Clerk Circuit Court in and for said State and County, personally appeared Geo. L. Cleere, publisher of The Franklin Times, a weekly newspaper published at Russellville, Alabama, in the County of Franklin, who being duly sworn, states on oath that the below attached notice (in regard to the local bill, providing for the payment of State witnesses in Franklin County, Alabama) was published in The Franklin Times once a week for four consecutive weeks, beginning with the issue dated April 28, 1927, and ending with the issue dated May 19, 1927.

George L. Cleere,
Publisher.

Sworn to and subscribed before me this the 2nd day of June, 1927.

(Seal)

M. C. Hester,
Clerk Circuit Court of Franklin County, Alabama.

By Mr. Tunstall:

H. 359. In Reference to and to Further Provide for the General Revenue of the State of Alabama.

Ways and Means.

By Mr. Tunstall:

H. 360. To prescribe and fix the license or privilege tax to be paid by certain persons, firms, companies, corporations or associations engaged in business, or in certain kinds or classes of business, to fix a penalty for doing such business without a license and to provide for the enforcement thereof; and to further provide for the general revenues of the State of Alabama.

Ways and Means.

By Mr. Goodwyn:

H. 361. To further provide for the general revenue of the State of Alabama.

Ways and Means.

By Mr. Goodwyn:

H. 361. To further provide for the general revenue of the State of Alabama.

Ways and Means.

By Mr. Tompkins (With notice and proof) :

H. 362. To repeal an Act entitled an Act to provide for the working of all male inhabitants of Houston County, Alabama, between the ages of eighteen and forty-five years, on the public roads of said county; to provide for the levy and collection of a per capita road tax upon such persons in lieu of such road service; to be used for the maintenance, upkeep, building and repair of such public roads; to prescribe the manner and means of raising or collecting such tax; to provide for and regulate the working, building, maintenance and upkeep of the public roads of said county; and to provide and fix penalties for the violation of the provisions of this Act, approved February 21, 1927.

Local Legislation.

Notice and proof H. B. 362.

NOTICE

Notice is given of the intention to apply to the Legislature of Alabama at the General Session of the Legislature of 1927, for the passage of a law by the Legislature of Alabama to repeal an Act entitled "An Act to provide for the working of all male inhabitants of Houston County, Alabama, between the ages of eighteen and forty-five years, on the public roads of said county; to provide for the levy and collection of a per capita road tax upon such persons in lieu of such road service; to be used for the maintenance, upkeep, building and repair of such public roads; to prescribe the manner and means of raising or collecting such tax; to provide for and regulate the working, building, maintenance and upkeep of the public roads of said county; and to provide and fix penalties for the violation of the provisions of this Act."

Approved February 21, 1927.

PUBLISHER'S AFFIDAVIT

STATE OF ALABAMA,

Houston County.

Before the undersigned, a Notary Public in and for said County and State, personally appeared W. C. Batchelor, Manager of the Dothan Eagle, a newspaper published in Dothan, Houston County, Alabama, who being by me duly sworn, deposes and says: That a copy of the attached notice and application was published once a week for four consecutive weeks on the following dates, to-wit: April 23, 1927; April 30, 1927; May 7, 1927; and May 14, 1927 in the Dothan Eagle, without cost to the State of Alabama.

W. C. Batchelor,
Manager.

Sworn to and subscribed before me on this the 17 day of May, 1927.
(Seal) Maude Bughman,

Notary Public, Houston County, Alabama.

By Mr. Parish:

H. 363. To abolish the Branch Agricultural Experiment Station located near Uniontown, in Perry County, Alabama, known as the Canebrake Agricultural Experiment Station and to provide for the distribution of the property thereof.

Agriculture.

By Mr. Frey:

H. 364. Allowing boxing, sparring and wrestling matches and exhibitions under the regulation and supervision of the Alabama Athletic Commission herein established, and relating to the powers, duties, compensation and authority of said Commission, and prescribing penalties for the violation of the provisions of this Act, or rules of said Commission.

Revision of Laws.

By Mr. Simpson:

H. 365. To repeal Section 9519 of the Code of Alabama.

Judiciary.

By Mr. Jeter:

H. 366. To amend Section 10358 of the Code of Alabama of 1923.

Judiciary.

By Mr. Jeter:

H. 367. To amend Section 1897 of the Code of Alabama of 1923.

Municipal Organization.

By Mr. Jeter of Jefferson:

H. 368. To be called "The Conservation Code of Alabama," to provide a general and complete system or body of laws, civil and criminal, for, or in any way having to do with or relating to the protection, conservation, preservation, and propagation and development, of all the wild life and seafood resources of the State of Alabama and within the territorial jurisdiction of said State, and the introduction of new species therein; to abolish the Department of Game and Fisheries of Alabama and provide for and establish in lieu thereof, the Department of Conservation of Alabama; to provide for a Commissioner of Conservation and provide that the present Commissioner of Game and Fisheries shall be and become the first Commissioner of Conservation; to provide the purposes, powers, duties and authority of the Department of Conservation, and the Commissioner of Conservation; to provide for all officers, agents and employees in, under or connected with the Department of Conservation, their powers, duties, compensation and expenses, and further to provide for the bonding of same; to provide for all licenses, taxes, and permits, in connection with the conservation, preservation, protection and propagation of the wild life and seafood resources of the state or within its territorial jurisdiction, and to provide other means of raising revenue for such purposes; to provide for the Game and Fish Fund and the Seafood Fund, and the collection, accumulation and disposition of same; to provide for State game pre-

serves, refuges, sanctuaries, hatcheries, and cultural stations, and regulations relating to same; to provide for the closing of seasons on all birds, animals, and species of seafood and size limits and bag limits on same; to provide for penalties for violations of the provisions of the code, the machinery for handling or prosecuting cases arising under provisions of this act, trials of such cases, appeals from same, the denial of jury trials in misdemeanor cases except on appeal; to prohibit the taking, catching, or attempting to take or catch any of protected birds, animals or species of seafood, by illegal devices, and to provide what are legal and what illegal devices; to restrict or prohibit sale of game birds, or animals, or species of seafood; to provide for the condemnation and confiscation of all equipment or devices illegally used; to regulate commercial hunting, fishing, trapping, or taking, selling, shipping, transporting, or dealing in, all protected game, birds, fish, and species of seafood, and provide for licenses for same; to make dynamiting of streams or waters a felony and provide penalty for same; to provide for the Seafood Commission, its purposes, powers and duties; to provide for the members of the Seafood Commission, and to fix their compensation, and provide for their powers and duties; to provide ex-officio duties for the Commissioner of Conservation, sheriffs, solicitors, deputy sheriffs, marshals, constables, etc., relative to the provisions of this Act and the enforcement of same; to provide special rules of pleading and practice for trials of cases arising under this Act; to provide for the repeal of all laws or parts of laws in conflict with the provisions of this Act.

Game, Fish and Fisheries.

By Mr. Pegues:

H. 369. To make eligible for pension any soldier or sailor who served as much as one year in the Army of the Confederate States of America between April 1861 and June 1865 and to make eligible for pension the widow of said soldier or sailor.

Pensions.

By Mr. Pegues:

H. 370. To vacate the office of county Superintendent of Education in all counties of this State having a population of at least thirty-five thousand and not more than forty thousand according to the last Federal census or any succeeding Federal census, and where the said county superintendent has served more than nine years, to provide for the filling of said vacancy by the Governor, to prescribe the qualifications for the county superintendent in said counties, and to fix the salary and term of office.

Education.

By Mr. Reeder :

H. 371. To join the State of Virginia and other southern and western states in the creation of a perpetual memorial to General Robert E. Lee.

Military.

By Mr. Gullatt (Notice and Proof) :

H. 372. To alter or re-arrange the boundary line between the Counties of Lee and Russell and to take from Lee County certain territory which is now a part of Lee County, and place said territory in Russell County.

County and County Boundaries.

Notice and Proof H. B. 372.

NOTICE

To Whom It May Concern:

Notice is hereby given of the intention to apply to the present Legislature of Alabama, which began its regular quadrennial session on January 11th, 1927, for the passage of a law the substance of which proposed law is to alter or re-arrange and designate the boundary line between Lee and Russell Counties and to take from Lee County certain territory which is now a part of Lee County and place said territory in Russell County so that the new boundary line between Lee and Russell Counties so altered or re-arranged and designated shall be substantially according to the following proposed law:

An Act to alter or re-arrange the boundary line between the Counties of Lee and Russell and to take from Lee County certain territory which is now a part of Lee County, and place said territory in Russell County.

Be it enacted by the Legislature of Alabama:

Section 1. That the following described territory be added to and made a part of Russell County. Beginning at a point on the dividing line between the State of Georgia and the State of Alabama on the west bank of the Chattahoochee River at a point where it is intersected by the east and west center half section line of Section 35, Township 18, Range 30, thence running west along said half section line and the extensions thereof through Sections 35, 34 and 33, Township 18, Range 30 to the west line of said Section 33, thence south along said western boundary line of Section 33, Township 18, Range 30, and along the western boundary line of Sections 4 and 9 in Township 17, Range 30, to the south boundary line of said Section 9, thence east along the southern boundary line of Sections 9, 10 and 11, Township 17, Range 30 to the eastern boundary line of the State of Alabama on the west bank of the Chattahoochee River, thence running in a northerly direction along the eastern boundary line of the State of Alabama on the west bank of the Chattahoochee River to the point of beginning.

Section 2. That this Act shall take effect October 1st, 1927.

Section 3. That all laws or parts of laws in conflict herewith be and the same are hereby expressly repealed.

STATE OF ALABAMA,

County of Lee.

Before me, Gene Fuller, a Notary Public in and for said County, appeared W. C. Wear, who being duly sworn, says that he is business manager of The Opelika Daily News, a newspaper published in said county, and

that Notice of Proposed Legislation, copy attached, appeared in said newspaper on May 13, 19, 26, 1927 and June 2, 1927.

This 4th day of June, 1927.

W. C. Wear.

Gene W. Fuller,
Notary Public, Lee County, Alabama.

NOTICE

To Whom It May Concern:

Notice is hereby given of the intention to apply to the present Legislature of Alabama, which began its regular quadrennial session on January 11th, 1927, for the passage of a law the substance of which proposed law is to alter or re-arrange and designate the boundary line between Lee and Russell Counties and to take from Lee County certain territory which is now a part of Lee County and place said territory in Russell County so that the new boundary line between Lee and Russell Counties so altered or re-arranged and designated shall be substantially according to the following proposed law:

An Act to alter or re-arrange the boundary line between the Counties of Lee and Russell and to take from Lee County certain territory which is now a part of Lee County, and place said territory in Russell County.

Be it enacted by the Legislature of Alabama:

Section 1. That the following described territory be added to and made a part of Russell County. Beginning at a point on the dividing line between the State of Georgia and the State of Alabama on the west bank of the Chattahoochee River at a point where it is intersected by the east and west center half section line of Section 35, Township 18, Range 30, thence running west along said half section line and the extensions thereof through Sections 35, 34 and 33, Township 18, Range 30 to the west line of said Section 33, thence south along said western boundary line of Section 33, Township 18, Range 30, and along the western boundary line of Sections 4 and 9 in Township 17, Range 30, to the south boundary line of said Section 9, thence east along the southern boundary line of Sections 9, 10 and 11, Township 17, Range 30 to the eastern boundary line of the State of Alabama on the west bank of the Chattahoochee River, thence running in a northerly direction along the eastern boundary line of the State of Alabama on the west bank of the Chattahoochee River to the point of beginning.

Section 2. That this Act shall take effect October 1st, 1927.

Section 3. That all laws or parts of laws in conflict herewith be and the same are hereby expressly repealed.

STATE OF ALABAMA,

Russell County.

Before me, Isabel A. Moses, a Notary Public in and for said County in said State, personally appeared I. I. Moses, who being duly sworn, deposes and says, that he is the publisher of the Phenix-Girard Journal, a newspaper published in Phenix City, Russell County, Alabama, and that the said newspaper has a general circulation in Russell County, Alabama; and that the notice of proposed change in the county line between the counties of Lee and Russell, a copy of which is hereto attached and made a part hereof was published in the Phenix-Girard Journal for four consecutive weeks on the following dates, to-wit: On the 15th day of May, 1927; 20th day of May, 1927; 27th day of May, 1927 and the 3rd day of June, 1927.

I. I. Moses.

Sworn to and subscribed before me this the 6th day of June, 1927.

(Seal)

Isabel A. Moses,
Notary Public, Russell Co., Ala.

By Mr. Allen:

H. 373. To make it unlawful for any domestic animal to run at large in the State of Alabama; to declare the liability of the owner of, or of the person having the possession, custody or control of, any domestic animal running at large in the State of Alabama; to define the meaning of the words "domestic animal" and of the word "person" as used in this Act; and to provide the repeal of all laws, both general and local, in conflict with this Act.

Agriculture.

By Mr. Fite:

H. 374. A Bill to be entitled An Act to provide and submit to the qualified electors of the State of Alabama, at the next general election, an amendment to the Constitution of Alabama, whereby the following municipal corporations, to-wit: Winfield.....

..... through their respective constituted governing authorities, may levy and collect a rate of taxation in any one year on the property situated therein, not exceeding one per centum of the value of such property as assessed for State taxation during the preceding year; provided that the adoption of this amendment shall in nowise affect, limit, modify, abridge or impair the power, authority or right of any of said municipal corporations to levy and collect the special school taxes, now or hereafter vested in or conferred upon them under the Constitution or any amendment thereto, which said special school taxes shall be in excess of said one per centum herein provided for.

Be it Enacted by the Legislature of Alabama:

Section 1. That the following amendment to the Constitution of Alabama is hereby proposed to be submitted to the qualified electors of the State of Alabama for their consideration at the next general election, to-wit: "The following municipal corporations, to-wit: Winfield,

..... through their respective constituted governing authorities, may levy and collect a rate of taxation in any one year on the property situated therein, not exceeding one per centum of the value of such property as assessed for State taxation during the preceding year; provided that the adoption of this amendment shall in nowise affect, limit, modify, abridge or impair the power, authority or right of any of said municipal corporations to levy and collect the special school taxes, now or hereafter vested in or conferred upon them under the Constitution or any amendment thereto, which said special school taxes shall be in excess of said one per centum herein provided for."

Section 2. That it shall be the duty of the Governor to give notice by proclamation, to be published in one newspaper in each

county in the State at least eight successive weeks next preceding the day hereby appointed for such election on the amendment hereby proposed by this act to be submitted to the qualified electors of the State for their consideration together with the proposed amendment.

Section 3. That at said election on the amendment proposed by this act to be submitted to the qualified electors of the State for their consideration, to be held as herein provided, the qualified voters shall vote upon said amendment, and on the official ballots printed for such election there shall be printed the following, viz, "Shall the following be adopted as an amendment to the Constitution of Alabama: 'The following municipal corporations, to-wit: Winfield, _____,

_____, through thir respective constituted governing authorities, may levy and collect a rate of taxation in any one year on the property situated therein, not exceeding one per centum of the value of such property as assessed for State taxation during the preceding year; provided that the adoption of this amendment shall in nowise affect, limit, modify, abridge or impair the power, authority or right of any of said municipal corporations to levy and collect the special school taxes, now or hereafter vested in or conferred upon them under the Constitution or any amendment thereto, which said special school taxes shall be in excess of said one per centum herein provided for.'" Following the proposed amendment on the ballot shall be printed the word "Yes" and immediately under that shall be printed the word "No". The choice of the electors shall be indicated by a cross mark by him, or under his direction, opposite the word expressing his desire.

Section 4. That the officers to hold such election shall be the same, and shall be appointed in the same manner and by the same officials as provided by the election law of the State for the appointment of officers to hold general elections in the State, and the election shall be held in all things in accordance with the law governing general elections and with the constitutional provision concerning amendments to that instrument.

Section 5. That the votes cast at said election shall be counted, canvassed and tabulated and return made to the Secretary of State in the same manner as in elections of representatives to the Legislature; and if it shall thereupon appear that a majority of the qualified electors who voted at such election upon the proposed amendment voted in favor of the same such amendment shall be valid in all intents and purposes as a part of the Constitution of Alabama. The result of such election shall be made known by the proclamation of the Governor.

The above and foregoing bill H. 374 was read one time at length and referred to the Standing Committee on Constitution and Constitutional Amendments.

By Mr. Fite:

H. 375. To repeal Section 2658 of the 1923 Code of Alabama:

Judiciary.

By Mr. Vickers (Notice and Proof):

H. 376. To provide for the appointment of deputy clerks for the Inferior Criminal Court of Mobile County: To prescribe the duties and fix the compensation and salary of such deputy clerks.

Local Legislation.

Notice and Proof H. B. No. 376.

LEGAL NOTICE

Notice is hereby given that the bill herein below set forth will be presented for passage and enactment to the Legislature of Alabama at the regular session thereof which commenced the second Tuesday in January, 1927:

A BILL

Entitled An Act to provide for the appointment of deputy clerks for the Inferior Criminal Court of Mobile County; to prescribe the duties and fix the compensation and salary of such deputy clerks.

Be it enacted by the Legislature of Alabama:

Section 1. That immediately after the passage of this Act the Clerk of the Inferior Criminal Court of Mobile County, shall by and with the consent of the judge of said court, subject to removal at the will of the clerk of said court, appoint two deputy clerks for the Inferior Criminal Court of Mobile County, in lieu of the assistant clerk as now provided by law. The said deputy clerks shall be known and designated as the First Deputy Clerk and the Second Deputy Clerk respectively, and shall possess all the powers and authority now or hereafter possessed by law by the Clerk of the Inferior Criminal Court of Mobile County, by whom the deputies are respectively appointed.

Section 2. The first deputy clerk shall receive as compensation for services as such the sum of \$200.00 per month, payable out of the County Treasury of Mobile County, and the second deputy clerk shall receive as compensation for services as such the sum of \$100.00 per month, payable out of the County Treasury of Mobile County.

Section 3. This Act shall be effective upon the approval by the Governor, and all laws or parts of laws, general, local or special in conflict herewith are hereby expressly repealed.

THE STATE OF ALABAMA,

Mobile County.

Before me, Jas. S. Lynch, a Notary Public in and for said County in said State, this day personally came Mrs. C. W. Thomas, who being by me duly sworn, deposes and says that she is the publisher of the Citronelle Call, a weekly newspaper published and distributed in said County of Mobile, Alabama, and that notice of the intention to apply to the Legislature of Alabama at the regular session thereof beginning on the second Tuesday of January, 1927, for the passage of a certain local bill of which a copy is

hereto attached, was published without cost to the State, in said County of Mobile, stating the substance of said proposed law, once a week for four consecutive weeks, in said Citronelle Call, on April 22nd and 29th and on May 6th and 13, 1927.

Mrs. C. W. Thomas.

Subscribed and sworn to before me by Mrs. C. W. Thomas on this the 3rd day of June, 1927.

(Seal)

Jas. S. Lynch,

Notary Public, Mobile County, Ala.

By Mr. Rogers of Mobile:

H. 377. To define, regulate, and license real estate brokers and real estate salesmen; to create a State Real Estate Commission; and to provide a penalty for a violation of the provisions hereof.

Judiciary.

By Mr. Grove (by request):

H. 378. To encourage the reclamation and improvement of tidal, marsh and submerged lands by riparian owners, whose lands abut upon tidal waters of the State, and providing for the grant of the necessary title by the State of Alabama to that end."

Rivers and Navigation.

By Mr. Rogers of Mobile:

H. 379. A Bill to be entitled An Act to provide and submit to the qualified electors of the State of Alabama, at an election to be held at the next general election at which this amendment is proposed, an amendment to the Constitution of the State of Alabama whereby the municipal corporation of Citronelle, in the State of Alabama, may, through the governing body of said town, with the approval of a majority vote by ballot of the duly qualified electors of said town, voting at a general or a special election called for that purpose, become indebted in an amount, over and above its present authorized indebtedness, not exceeding four per centum of the assessed value of the property therein.

Be it Enacted by the Legislature of Alabama:

Section 1. The following amendment to the Constitution of Alabama is hereby proposed to be submitted to the qualified electors of the State of Alabama for their consideration and action at an election to be held at the next general election at which this amendment is proposed. The proposed amendment is as follows:

The Town of Citronelle may, through the governing body of said town, with the approval of a majority vote by ballot of the duly qualified electors of said town, voting at a general or special election called for that purpose, become indebted in an amount, over and above its present authorized indebtedness, not exceeding four per centum of the assessed value of the property therein.

Each election held under the provisions hereof shall be ordered, held, canvassed, and may be contested in the same manner as is or may be provided by the law applicable to municipal corporations for elections to authorize the issuance of municipal bonds. The ballots used at such election shall contain the words: "For increased rate of bonded indebtedness for the Town of Citronelle," and "Against increased rate of bonded indebtedness for the Town of Citronelle." The rate of increased indebtedness proposed shall be shown in the blank space provided therefor. And the voter shall record his choice, whether for or against the increase in indebtedness of the Town of Citronelle, shown by placing a cross-mark before or after the words expressing his choice. Nothing herein contained shall in anywise change or affect the rights of any holder of bonds of said municipal corporation heretofore issued. Elections to authorize the issuance of such additional bonds may be held as often as ordered by the governing body of the municipality, but when a proposition is submitted to the electors to determine whether there shall be an increase in the bonded indebtedness of the municipality, and such proposition is defeated, no second election for the same purpose shall be held in one year thereafter.

Section 2. It shall be the duty of the Governor to give notice by proclamation to be published in one newspaper in each county in the state at least eight successive weeks next preceding the day hereby appointed for such election on the amendment hereby proposed by this act to be submitted to the qualified electors of the state for their consideration together with the proposed amendment.

Section 3. At said election on the amendment proposed by this act to be submitted to the qualified electors of the state for their consideration, to be held as herein provided, the qualified electors shall vote upon said amendment, and on the official ballots printed for such election there shall be printed the following, viz.: "Shall the following be adopted as an amendment to the Constitution of Alabama: The Town of Citronelle may, through the governing body of said town, with the approval of a majority vote by ballot of the duly qualified electors of said town, voting at a general or a special election called for that purpose, become indebted in an amount, over and above its present authorized indebtedness, not exceeding four percentum of the assessed value of the property therein. Each election held under the provisions hereof shall be ordered, held, canvassed, and may be contested in the same manner as is or may be provided by law applicable to municipal corporations for elections to authorize the issuance of municipal bonds. The ballots used at such election shall contain the words: 'For increased rate of bonded indebt-

edness for the Town of Citronelle,' and, 'Against..... increased rate of bonded indebtedness for the Town of Citronelle.' The rate of increased indebtedness proposed shall be shown in the blank space provided therefor. And the voter shall record his choice, whether for or against the increase in indebtedness of the Town of Citronelle, shown by placing a cross-mark before or after the words expressing his choice. Nothing herein contained shall in anywise change or affect the rights of any holder of bonds of said municipal corporation heretofore issued. Elections to authorize the issuance of such additional bonds may be held as often as ordered by the governing body of the municipality, but when a proposition is submitted to the electors to determine whether there shall be an increase in the bonded indebtedness of the municipality, and such proposition is defeated, no second election for the same purpose shall be held in one year thereafter." Following the proposed amendment on the ballot shall be printed the word "Yes," and immediately under that shall be printed the word "No." The choice of the elector shall be indicated by a cross-mark made by him, or under his direction, opposite the word expressing his desire.

Section 4. That the officers to hold such election shall be the same, and shall be appointed in the same manner and by the same officials as provided by the election law of the State for the appointment of officers to hold general elections in the State, and the election shall be held in all things in accordance with the law governing general elections and with the constitutional provision concerning amendments to that instrument.

Section 5. That the votes cast at said election shall be counted, canvassed and tabulated and return made to the Secretary of State in the same manner as in elections of representatives to the Legislature; and if it shall thereupon appear that a majority of the qualified electors who voted at such election upon the proposed amendment voted in favor of the same such amendment shall be valid in all intents and purposes as a part of the Constitution of Alabama. The result of such election shall be made known by the proclamation of the Governor.

The above and foregoing Bill H. 379 was read one time at length and referred to the Standing Committee on Constitution and Constitutional Amendments.

By Mr. Rogers of Mobile:

H. 380. Providing for the punishment of persons convicted of felonies subsequent to first conviction, prescribing the procedure in such cases; providing the means for accomplishing the purposes of this Act; and repealing all laws or parts of laws in conflict herewith.

Judiciary.

By Mr. St. John:

H. 381. To protect the title of motor vehicles within this State; to provide for the issuance of certificates of title and evidence of registration thereof; to regulate purchase and sale or other transfer of ownership; to facilitate the recovery of motor vehicles stolen or otherwise unlawfully taken; to provide for the regulation and licensing of certain dealers in used and second-hand vehicles as herein defined; to provide for sale of vehicle with engine number altered or changed; to prescribe the powers and duties of the State Tax Commission and Probate Judges hereunder; and to provide penalties for violation of the provisions hereof:

Ways and Means.

By Mr. Sanderson:

H. 382. To amend Section 5526 of the Criminal Code of Alabama.

Revision of Laws.

By Mr. Sanderson:

H. 383. To amend Section 6 of an Act approved September 14th, 1923, entitled "An Act to amend Sections 6 and 17 of an Act relating to dependent, neglected or delinquent children in all counties of Alabama, which now have, or which hereafter may have a population of not less than seventy-five thousand people and not more than ninety-five thousand people according to the last Federal Census or any such census that may be taken hereafter: To declare that such children shall be wards of the State, to provide for their custody, discipline, supervision, care, protection, guardianship, and welfare: To create and establish in such counties Juvenile Courts and to provide for their equipment and maintenance: To create and confer upon such courts jurisdiction under the terms of this Act; to try and determine the question of dependency, neglect or delinquency of children in such counties; and when found to be such to adjudicate and determine all questions as to their guardianship, custody, supervision, discipline, care, control, protection and training, and generally to confer upon such court jurisdiction and power to try and determine all questions arising under the terms of this Act or which may otherwise be referred to them by law for adjudication, or which may be necessary or convenient to the exercise of such jurisdiction or to carry out the purpose and intent of this Act: To provide for the trial and punishment of those who aid, abet, cause or connive at or contribute to the delinquency, neglect or dependency of such children; to provide and regulate the procedure in such cases: to confer power upon such courts to make rules and regulations; and to provide such forms when not otherwise provided for, under the terms of this Act as shall

be found necessary or convenient to the exercise of its jurisdiction or for the conduct of probation or their work, as provided for in this Act; to provide for the taking and enforcing of recognizances and bonds; and for the taking of appeals from the decisions of such Courts: To provide for the trial of any delinquent in a criminal court of competent jurisdiction who has shown himself or herself to be unamenable to the discipline provided for such delinquent as provided under the terms of this Act: and for the appointment of an advisory board to such Court and to define the duties and powers and powers of such Court: to provide for the appointment of the Judge and other officers of such court and to define their powers and duties: and to provide for their compensation: To declare that should any part of this Act be found unconstitutional that it shall not effect the remainder thereof and to provide for the repeal of all laws in conflict with this Act." Approved October 2nd, 1920.

Eleemosynary Institutions.

By Mr. Goodwyn:

H. 384. To further regulate primary elections for the nomination by political parties of candidates for public office within the State of Alabama.

Privileges and Elections.

By Mr. Goodwyn:

H. 385. To provide for the compilation, printing and binding, distribution and sale of a full, complete and accurate index to the four volumes of the Code of Alabama, of 1923, and to appropriate sufficient funds to pay the expenses incurred therein.

Judiciary.

By Mr. Goodwyn:

H. 386. To provide for the relief of the heirs of Emma Johnson formerly Emma Samson.

Pensions.

By Mr. Sanders of Pike:

H. 387. For the purpose of finding out new scientific facts in regard to the use of fertilizer for farm and truck crops, the adaptation and improvement of varieties of crops, the establishment and improvement of pastures, the production of feed and forage crops, the economic production and management of live-stock, the production of fruits, vegetables, nuts and citrus fruit, the control of insect pests, plant and live-stock diseases, and other similar important agricultural and economic problems having for their object the development of a more permanent, more profitable and diversified agriculture, there is hereby created and provision made for the maintenance of sub-agricultural experiment stations, one upon each of the four main large soil types of the State as represented in the Tennessee Valley, the Black Belt, the

Wiregrass, and the Gulf Coast area; to create a commission to locate said sub-stations and to provide for its per diem and expenses; to provide for the carrying on of research work on Experimental Fields in different parts of the State; to make appropriations to the Board of Trustees of the Alabama Polytechnic Institute for carrying out the purposes of this Act; to provide for the administration and direction of this work; to authorize and empower county boards of revenue or county commissioners, or other bodies having similar jurisdiction in the several counties of the State, individuals, firms, organizations, corporations, companies or municipalities to make donations and appropriations for the purchase of land and equipment for said sub-stations; to authorize the Board of Trustees of the Alabama Polytechnic Institute to accept such donations.

Agriculture.

By Mr. Ware:

H. 388. To appropriate the sum of twenty-five thousand dollars (\$25,000.00) out of the general fund in the state treasury, not otherwise appropriated, for the relief of the State Child Welfare Department.

Appropriations.

By Mr. Miller of Sumter:

H. 389. To levy an excise or privilege tax for each horse power developed by water in this State or on rivers, streams, ponds or lakes included wholly within this State or touching the boundaries of this State, and to provide for the collection of said tax and the repeal of conflicting laws.

Ways and Means.

By Mr. Jones of Cleburne (Notice and Proof):

H. 390. To prescribe the duties and fix the compensation of the Deputy Solicitor for Cleburne County, Alabama, and to repeal all laws and parts of laws in conflict with this act.

Local Legislation.

Notice and Proof H. 390.

NOTICE!

Notice is hereby given that application will be made to the present session of the Alabama Legislature to pass a bill substantially as follows:

A bill to be entitled An Act to prescribe the duties and fix the compensation of the Deputy Solicitor for Cleburne County, Alabama, and to repeal all laws and parts of laws in conflict with this bill.

Be it enacted by Legislature of Alabama, as follows:

Section 1. That it shall be the duty of the Deputy Solicitor of Cleburne County, Alabama, to represent the State in all cases in the county court and inferior courts and all preliminary proceedings, applications for bail and habeas corpus proceedings in all courts; aid or act for the Circuit Solicitor before the Grand Jury and in all matters in the circuit court and perform all duties of the circuit solicitor in his absence. Also, to attend all coroner's inquests and represent the State on such inquest and after an examination

of witnesses before the coroner's inquest to select such witnesses as in his judgment should appear before the Grand Jury or on any preliminary or habeas corpus growing out of an arrest as a result of such coroner's inquest. The Deputy Solicitor shall also have power to issue subpoenas for witnesses to attend the Grand Jury.

Section 2. The Deputy Solicitor of Cleburne County, Alabama, shall receive as his full compensation for said services the fees provided by Section 3738 of the Code of 1923, which said fees shall be taxed against the defendant on conviction, to be collected as other costs and paid to said Deputy Solicitor by the clerk when collected.

Section 3. All laws and parts of laws in conflict with the provisions of this Act be and the same are hereby repealed.

THE STATE OF ALABAMA,

Cleburne County.

Before me, Myrtle Barker, a Notary Public in and for said State and County, personally appeared E. P. Dodson, publisher of the Cleburne News, a weekly newspaper published in Heflin, Cleburne County, Alabama, who being duly sworn, deposes and says that the notice, a copy of which is hereto attached, was published in said newspaper for four consecutive weeks as follows: April 28, May 5, May 12, and May 19, 1927.

E. P. Dodson,
Publisher.

Sworn to and subscribed before me this 3 day of June, 1927.

Myrtle Barker,
Notary Public.

By Mr. Poole:

H. 391. To provide a general system of legislation pertaining to public roads, highways and bridges, including therein the establishment of a State Highway Department and State Highway Commission; to create the office of Alabama Highway Director in Alabama; to define and regulate the powers, duties and authority of the State Highway Commission and of local authorities, boards of revenue, courts of county commissioners, municipalities or like governing bodies; to provide authority and empower the Board of Administration to make agreements and contracts with the State Highway Commission for convict labor and let contracts for signs, advertising, etc., on highways; to define or provide rules of the road, including traffic regulations, penal violations, duties of owners and drivers and the regulation as to size, weight and equipment of motor vehicles moving over, along or upon such roads; to regulate motor busses and trucks, carrying persons or freight for hire, including the power, authority and duties of the Alabama Public Service Commission in the matter of such regulation and providing penal offenses concerning the matter of such regulation; to provide for the establishment, discontinuance, working and maintenance of public roads, bridges and ferries; to provide for the establishment and maintenance of private roads; to provide for State bonds for construction and maintenance of roads, issue and sale of; Good Roads Day establisher; Offenses concerning toll bridges, turn-

pikes and causeways; protecting bridges from floating logs and to provide against injury to mill dams, bridges, canals and road gates; to provide for working of public roads, persons liable and persons exempt from road duty; to provide for railroad tracks, bridges, viaducts and tunnels; and the repeal of all laws and parts of laws in conflict with the provisions of this act and to repeal all laws and parts of laws concerning public roads, highways and bridges, not embodied in this act, except such laws pertaining to revenue.

Public Roads and Highways.

By Mr. McAdory:

H. 392. To amend Article II of Chapter 306 of the Code of 1923 by amending Section 8523, Section 8524, Section 8525 of the said Article II of Chapter 306 of the Code of 1923.

Insurance and Insurance Companies.

By Mr. McAdory:

H. 393. To prohibit the writing of fire insurance in Alabama by unlicensed or unauthorized companies or associations or their agents; to declare any such policies or contracts void and unenforceable; and to fix penalties for violation of this Act by either such companies or associations or their agents.

Insurance and Insurance Companies.

By Mr. McAdory:

H. 394. To amend Article 5 of Chapter 306 of the Code of 1923 by amending Section 8396 and Section 8402 of the said Article 5 of Chapter 306 of the Code of 1923.

Insurance and Insurance Companies.

By Mr. McAdory:

H. 395. To repeal sections 7534 to 7597 both inclusive of the 1923 Code of Alabama.

Insurance and Insurance Companies.

By Mr. Johnson:

H. 396. To regulate the writing of Group Life Insurance in Alabama and to provide a penalty for violation of this Act.

Insurance and Insurance Companies.

By Mr. Johnson:

H. 397. To provide a method of valuation for securities of life insurance companies.

Insurance and Insurance Companies.

By Mr. Johnson:

H. 398. To further provide for the organization and supervision of Fraternal Benefit Societies, their Agents, Superintendents and Organizers and other local representatives by whatever name called in this state; and to provide for the levying and collection of licenses and taxes on the business of such Fraternal Benefit Societies; and to provide for the licensing of the Agents,

Superintendents and Organizers and other local representatives of such Fraternal Benefit Societies and to provide penalties for the violation of this Act.

Insurance and Insurance Companies.

By Mr. McAdory:

H. 399. To amend Section 693 of the Code of Alabama of 1923.

Insurance and Insurance Companies.

By Mr. Jordan of Etowah:

H. 400. To provide for the codification and publication and distribution of the Insurance Laws of the State of Alabama.

Insurance and Insurance Companies.

By Mr. Jordan of Etowah:

H. 401. To change the name of the office of State Fire Marshal to the "Department of State Fire Prevention"; the directing head shall be known as the State Fire Commissioner and his assistants shall be known as Deputy Fire Commissioners and provide that existing laws or laws hereafter enacted apply accordingly.

Insurance and Insurance Companies.

By Mr. Jordan of Etowah:

H. 402. To amend Section 8430 of the Code of 1923 of Alabama. (Relating to assessments against members of mutual insurance companies other than life when necessary.

Insurance and Insurance Companies.

By Mr. Jordan of Etowah:

H. 403. To define the business of burial companies, associations and societies; to provide for the better regulation of such companies, associations and societies, and to fix a standard of solvency for such companies, associations and societies, and to provide penalties for violation of this act.

Insurance and Insurance Companies.

By Mr. Jordan of Etowah:

H. 404. To provide for the organization, operation and supervision of fire insurance rate making bureaus; to provide for a review of rates and rules fixed by such bureaus for insurance upon property in this State; to prohibit discrimination in such rates; to regulate all agreements between fire insurance companies or their agents affecting such rates; and empowering the Superintendent of Insurance to reduce fire insurance rates, and providing for penalty for violation.

Insurance and Insurance Companies.

By Mr. Moxley:

H. 405. To further define the business of mutual aid, benefit and industrial insurance companies or associations.

Insurance and Insurance Companies.

By Mr. Patterson:

H. 406. To provide for the taxation of Mutual Insurance Companies other than Life Insurance Companies, and licenses and fees for such Mutual Insurance Companies for the privilege of doing business in the State of Alabama.

Insurance and Insurance Companies.

By Mr. Patterson:

H. 407. To provide for the taxation of reciprocal or inter-insurance exchanges as defined in Article Three of Chapter 306 of the Code of Alabama, 1923, and license and fees of such for the privilege of doing business in Alabama.

Insurance and Insurance Companies.

By Mr. Patterson:

H. 408. To amend Section 8390 of the Code of 1923 of Alabama.

Insurance and Insurance Companies.

By Mr. Gullatt:

H. 409. To amend Section 8434 of the Code of 1923 of Alabama.

Insurance and Insurance Companies.

By Mr. Owens:

H. 410. To prohibit the Superintendent of Insurance or any Deputy Superintendent or employee of the insurance department from being financially interested directly or indirectly, or being employed directly or indirectly in or by any insurance company doing business within the State of Alabama and to provide penalties for violation thereof.

Insurance and Insurance Companies.

By Mr. Owens:

H. 411. To prohibit the State Fire Marshal, Deputy State Fire Marshal or any employee in the office of the State Fire Marshal from being financially interested directly or indirectly or employed directly or indirectly in or by any insurance company doing business within the State of Alabama, and to provide penalties therefor.

Insurance and Insurance Companies.

By Mr. Wallace:

H. 412. To regulate the sale of lightning rods; to provide for a permit to be issued by the Insurance Commissioner of the State of Alabama, to fix a license for each County in the State, to fix a maximum privilege tax to be levied by any City or Town; to provide penalties for the violation of the provisions of this Act, and to repeal all laws or parts of law, general, local or special, in conflict with this Act.

Insurance and Insurance Companies.

By Mr. Moxley:

H. 413. To make it unlawful to use the words bank, banking company, trust company, savings company, or other words indicating that a banking or trust or savings business is being done by any person, firm or corporation not actually authorized under the law of Alabama to engage in a banking or trust or savings business and is subject to examination and supervision of the State Banking Department, and to prescribe penalties for violations thereof.

Banks and Banking.

By Mr. Wallace:

H. 414. To authorize the allowance of necessary and reasonable expenses incurred by the Superintendent of Banks, or his Liquidating Agents, or Assistants, in defense of any indictment or prosecution against them, or either of them, for or on account of any act or transaction alleged to have been done or committed under color of office, or in or about the administration or liquidation of the affairs of any bank or banking institution in the custody of the Superintendent of Banks, or about to be taken over by him, for administration or liquidation, when such Superintendent of Banks, Liquidating Agent or Assistant is acquitted or discharged; such allowance to be made out of funds or assets of such Bank.

Banks and Banking.

By Mr. McAdory:

H. 415. To amend Section 6336 of the 1923 Code of Alabama. (Relating to the amount of capital stock of banks doing business in this State.)

Banks and Banking.

By Mr. Jordan of Etowah:

H. 416. To provide for the incorporation and powers of "Building and Loan Associations": to provide for their regulation, examination, and supervision and taxation for the purpose of defraying the expenses of carrying out the provisions of this act.

Banks and Banking.

REPORT OF RULES COMMITTEE

Mr. Tunstall from the Standing Committee on Rules returned to the House the following resolution with a favorable report:

By Mr. Tunstall:

H. 65. Resolved by the House that the Clerk of the House be allowed ten additional assistants to be named by him on the approval of the Speaker of the House. He shall also be allowed a Chief Clerk in his office whose salary shall be \$8.00 per day, said Clerk to be appointed on the approval of the Speaker.

Resolved Further, that the Enrolling Clerk of the House be allowed five additional assistants who shall be named by the Enrolling Clerk on the approval of the Speaker of the House.

Resolved Further, that the Speaker of the House be authorized to appoint one additional Page for the House.

And the resolution was adopted.

REPORT OF RECESS COMMITTEE

REPORT OF JOINT RECESS COMMITTEE ON TEXT BOOKS OF THE LEGISLATURE OF 1927

To the Legislature of Alabama:

Your Joint Recess Committee on Text Books was created by Senate Joint Resolution No. 10, introduced by President Pro Tem Mr. Brown, which resolution is as follows:

"Be it resolved by the Senate, the House concurring:

1st:—That a Joint Committee of the Senate and House is hereby created, to consist of two members on the part of the Senate to be appointed by the Presiding Officer of the Senate, and three members on the part of the House, to be appointed by the Speaker of the House, who shall elect one of their number as Chairman of such committee.

2nd:—It shall be the duty of this committee to investigate the School Text Books of the State as to whether or not any law has been violated as to carrying out any contracts in supplying school books to the State by the publisher, and to make any other investigation that may be advisable in making a full report of the text books of the State.

3rd:—This committee shall have full power and authority to call for individuals, documents, books, papers and any other information deemed necessary in making such investigation. Said committee shall sit during the recess of the Legislature.

4th:—That it shall be the duty of said committee to make such recommendations to the Legislature from its findings as they may think best, and to make report in a reasonable time.

5th:—That it shall have the power to employ a secretary who, with the committee, shall be paid a per diem and expenses in the same manner that other Legislators and committees are paid.

Adopted by the Senate January 20, 1927.

Adopted by the House February 15, 1927."

Acting under authority of this resolution, the Committee has held numerous hearings and examined many witnesses, and has endeavored to keep strictly within the authority granted by the above quoted joint resolution. The Committee begs to report as follows:

I.

AS TO WHETHER OR NOT ANY LAW HAS BEEN VIOLATED AS TO CARRYING OUT ANY CONTRACTS IN SUPPLYING SCHOOL BOOKS TO THE STATE BY THE PUBLISHERS

The Committee found that immediately upon the induction into office of the present administration a bill was filed by the Attorney General of the State of Alabama, in the name of and for and on behalf of the State of Alabama, against the American Book Company in the Circuit Court of Montgomery County, in Equity, wherein the State sought to enjoin the American Book Company from continuing in force in Alabama the prices of

text books therein set out while said text books were being sold in the adjoining State of Tennessee at a lower price.

The bill disclosed that on the 2nd day of June, 1924, the American Book Company, of Cincinnati, Ohio, entered into a contract with the State of Alabama to furnish adopted text books to the school children of Alabama, viz.:

Geographical Reader (European), Carpenter, at.....	\$.95
Around the World With Children, at.....	.69
Elementary School Dictionary, Webster, at.....	1.14
Secondary School Dictionary, Webster, at.....	2.09

This contract was the result of a competitive bid submitted by the American Book Company to the State Board of Education or the Text Book Committee, which had authority to call for such bids as provided by statute, and which had authority to enter into a contract with the publishing company for the price of these books. Likewise the Committee had authority to impose the conditions embodied in such contracts.

One of the conditions of the contract was that the publishing company should reduce the price of the books named in this contract to such an extent as would meet any lower price at which the books were furnished any other state where like conditions prevailed.

Section 4 of the particular contract read as follows:

"If at any time during the period of this contract, the books and publication herein named shall be contracted for a price to any state, county or school district in the United States where like conditions prevail, as are prevailing in Alabama, lower than the price agreed upon in this contract, then the lower price shall become the contract price between the party of the first part and the party of the second part herein."

This provision in the contract was evidently adopted under authority of Section 387 of the School Code of Alabama, which is in part as follows:

"The State Board of Education shall not in any case contract with any person or publisher for the use of any books which are to be sold to patrons or used in any public school in this state at a price above or in excess of the price at which such book or books are furnished by said person or publisher under contract executed within twelve months next preceding to any state, county or school district in the United States under like conditions prevailing in this state and under this article."

The bill of complaint shows that the identical books furnished by the American Book Company to the State of Alabama at the prices hereinabove set out are being furnished by the same company to the pupils in Tennessee at a lower price, viz.:

Carpenter's Geographical Reader at.....	\$.87
Around the World With Children at.....	.63
Elementary School Dictionary (Webster) at.....	1.04
Secondary School Dictionary (Webster) at.....	1.90

Answering the bill of complaint above referred to, the American Book Company admitted the discrepancy in prices above quoted, but claimed that like conditions did not prevail in Tennessee as prevailed in Alabama, by reason of the fact that the State of Alabama required the shipment of all text books by the publisher to a central depository in the State of Alabama, which depository in turn distributed the books to the various dealers in Alabama; whereas in Tennessee there is no central depository and the books are distributed by the publisher direct from its own home office. It is the contention of the State of Alabama that this matter of distribution of the books to the various retail dealers in the State of Alabama is a function

which must, in any event, be performed by the publisher, and whether such distribution is made at a central depository in the State of Alabama, or from the home plant of the publisher, is immaterial.

At the time of the filing of the bill the State of Alabama prayed for a temporary injunction, and, after hearing before the Circuit Court of Montgomery County, this temporary injunction was granted; and the case is now pending on appeal by the American Book Company to the Supreme Court of Alabama.

It will be noted that the prevailing discrepancy between the Alabama price and the Tennessee price of the text books in question is about ten per cent of the price made the State of Tennessee; that is, the books in question cost the pupil in Alabama ten per cent more than they do the pupil in Tennessee. Your Committee found that a similar discrepancy had existed as to quite a number of other books published by other publishers, and that these publishers, on demand of the State Department of Education, had caused the Alabama prices of their text books to conform to Tennessee prices in question.

Your Committee is of the opinion that the spirit of the contract and of the statute above quoted are clearly being violated by the American Book Company, and the other publishers adopting the same attitude, and the Committee confidently expects that the ruling of the Circuit Court of Montgomery County will be affirmed by the Supreme Court of Alabama.

However, this question is a question of law and is in process of adjudication by the courts of Alabama, and it is not the function of this Committee to trespass upon the rulings of our courts.

It will be noted that the case above referred to affects only a limited number of books, and as to these books the controversy involves only a saving to the pupils of the schools of Alabama of about ten per cent of the present price prevailing in Alabama. Your Committee was impressed with the idea that neither the Legislature of Alabama nor the patrons of the schools of Alabama would be satisfied with the saving of this ten per cent of the cost of these particular books, and your Committee therefore proceeded with a further investigation of the school text books of the State as provided by the resolution hereinabove quoted.

II.

INVESTIGATION AS TO THE NUMBER OF BOOKS USED IN THE PUBLIC SCHOOLS OF ALABAMA, THEIR METHOD OF SELECTION, METHOD OF DISTRIBUTION, COST TO PATRONS AND RELATIVE MERITS

Your Committee found that the present courses of study in effect in the public schools of Alabama were prescribed by the State Board of Education on the recommendation of the State Superintendent of Education, under authority of Section 15 of the School Code of Alabama. It did not come to the attention of the Committee as to who actually prepared and prescribed the present courses of study which were submitted by the State Superintendent of Education to the State Board of Education, and which in turn were adopted by the State Board of Education.

The particular books adopted and in use at present in the State of Alabama were selected by the Text Book Committee under authority of Article 23, Sections 365-404, of the School Code of Alabama. Members of the Text Book Committee emphatically called the attention of your Committee to the fact that this Text Book Committee merely selected the books to fit the courses of study prescribed by the State Board of Education under Section 15 of the School Code of Alabama, and that therefore the Text Book Committee was not responsible for the number of courses or for the number of books adopted and in use in the public schools of Alabama. The Text Book

Committee merely fitted the particular book to the procrustean bed prescribed by the State Board of Education.

The Text Book Committee not only passed upon the relative merits of the innumerable books submitted for their inspection, but adopted the books and awarded the contracts. Your Committee was impressed with the herculean task imposed upon this Text Book Committee within its limited time, and also with the dual functions imposed by statute upon the Text Book Committee, to-wit, (1) that of passing upon the relative merits of the many books submitted for their inspection, and (2) that of awarding the contracts in the light of the relative prices of the books. The one function required the training and experience of educators; the other administrative and business experience.

The Joint Recess Committee on Text Books through a sub-committee made a detailed inspection of the contracts for school books between the State of Alabama and the publishers, and prepared a list of the publishers of the respective books, their contract price and exchange price. This report of the sub-committee which was adopted by the Joint Recess Committee is attached to this report in the appendix thereto.

Your Committee also was furnished with a detailed report of the relative number of books in the various grades of the elementary schools in use and adopted in Alabama and neighboring Southern states. This report not only showed the number of books in use in Alabama in each grade and in adjoining states, but the cost of books for each grade in Alabama and adjoining states, and also the name and price of each book for each grade in Alabama and adjoining states. This detailed report, prepared under the supervision of the Governor, was checked by the Superintendent of Education, who reported to the Committee that the same was correct. This detailed study and comparison of the text books of Alabama and those of other Southern states contained such valuable and exhaustive information that the same is included in the appendix of this report, and a careful examination of the same by the Legislature is invited.

An inspection of this detailed study discloses that with perhaps one or two exceptions a greater number of basal text books have been adopted and are in use in Alabama than are in use in other Southern states, and that with some exceptions the average cost of the text books to the pupil in Alabama is materially greater than that of the average in other Southern states. The Committee did not undertake to ascertain whether the larger number of text books, in the one instance, and the higher cost of text books, in the other instance, was due to a superior or an inferior course of study in force in Alabama as compared with that of the average in force in other Southern states.

The specimens of the adopted text books on file with the Department of Education were submitted to the Committee for its inspection, and an actual weighing of the books by the Committee disclosed the following weights of the books for each grade:

Senior High III.....	25½ lbs.
Senior High II.....	20 lbs.
Senior High I.....	21¼ lbs.
Junior High III.....	11½ lbs.
Junior High II.....	11¼ lbs.
Junior High I.....	17½ lbs.
6th Grade.....	15 lbs.
5th Grade.....	10½ lbs.
4th Grade.....	10½ lbs.
3rd Grade.....	9 lbs.
2nd Grade.....	5 lbs.
1st Grade.....	4 lbs.

III.

THE PROBLEM PRESENTED TO THE JOINT RECESS COMMITTEE ON TEXT BOOKS.

Numerous witnesses, including representatives of the publishers doing business in Alabama, educators of Alabama, and the general public of Alabama, were examined by the Committee.

The representatives of the book publishers presented two distinct lines of thought. The one claimed that the distribution of text books from a central depository in the State of Alabama was no advantage to the publisher, or, for that matter, to the patron of the schools; the other claimed that the central depository system was advantageous to both the publisher and the patron of the schools, by reason of the fact that the publisher was relieved of the many detail shipments to the retail dealer and the retail dealer in turn could quickly and effectively order the books needed from the one or two central depositories without delay and with great reduction in the chances for mistakes and errors. A majority of the representatives of the publishers favored the central depository system. A careful examination of the central depository system, both through witnesses and by an inspection of the two plants in operation at Birmingham, convinced the Committee that the central depository system as now in operation in Alabama was beneficial to both the publisher and the school patron.

As far as can be recalled, every witness that appeared before the Committee stated that there were too many text books adopted and in use in the schools of Alabama, and reference was particularly made to the overloading of the sixth grade of the elementary schools. From a mass of information collected by the Committee, the Committee prepared a list of suggested changes in text books in the elementary schools, junior high school and senior high school. This list of books, in the form of a questionnaire, was submitted to not less than 100 representative educators of the State of Alabama.

The list suggested the elimination of eleven books in the elementary schools and five changes and substitutions in the elementary schools; the elimination of nine books in the junior high school and four substitutions and changes; and the elimination of four books in the senior high school and two substitutions and changes. As stated, this list was submitted to representative educators of the State of Alabama, and their replies affirming the suggested changes and negating the suggested changes were tabulated by the Committee.

This list of suggested changes, with the tabulation of the answers received, is included in the appendix. An examination of this list will disclose that, for instance, fifteen educators approved the elimination of The Silent Reading Hour, First Reader, for the first grade, and that five disapproved such elimination. Many answers were received as to which the Committee could not determine whether they were affirmative or negative, and hence they were not tabulated.

The Committee considered seriously the elimination of the books in question, or at least a part of the books in question, by legislative enactment; but after a careful study, your Committee did not feel that it had sufficient time or sufficient training or ability to undertake the responsibility of such action, and likewise the danger of ossifying the course of study by legislative enactment was feared.

Also, in studying the problem of reducing the number of courses required in the public schools of Alabama, and thereby reducing the number of adopted books in Alabama and elimination of such books and the reduction in price and in the cost of distribution of such books, the Committee was confronted with the provisions of Section 262 of the Constitution of Alabama, 1901, which provides as follows:

"Sec. 262. The supervision of the public schools shall be vested in a superintendent of education, whose powers, duties, and compensation shall be fixed by law."

It was the endeavor of the Committee to work out an effective and efficient plan whereby, within constitutional and practicable limits, the number of courses, and thereby the number of books prescribed would be reduced; whereby the very best books available for the school children of Alabama would be obtained; and yet at the same time providing for negotiations for the purchase of such text books in a practical and business-like manner.

After a careful study of the problems hereinabove set out, the Committee prepared a bill for the approval of the Legislature.

IV.

RESUME OF BILL PROPOSED TO THE LEGISLATURE BY JOINT RECESS COMMITTEE.

1. Council of Education. The bill proposes the raising of a Committee or Council of Education, which, within constitutional limits shall prepare and submit to the Board of Education a course of study for the schools of the State of Alabama. This Council of Education is to begin its work immediately upon the adoption of the bill, and it is hoped that, in the light of the fact that every educator of the State of Alabama appearing before the Committee stated to the Committee that too many courses and too many books were in use in the State of Alabama, the Council of Education will recommend to the Board of Education the elimination of courses and books. As stated, this Committee has already made a preliminary study of this question which is embraced in the appendix in the suggested changes in text books and the replies thereto submitted by many school teachers of Alabama. Your Committee is convinced that the problem of actually eliminating these books must be met after a careful study by a trained committee, and not by legislative enactment. Such a study by the Council of Education provided in the bill should result in a material saving in the number of books and therefore in the cost of text books to the patrons of schools in Alabama. The Committee, after very conservative estimate, does not see why the number of courses of study, and hence the number of books, can not be reduced by one-tenth. In fact, this reduction should be greater if there is the elimination of supplementary text books, which has been so repeatedly suggested to the Committee. Also, attention is called to Section 371 of the School Code of Alabama, wherein it is provided that the State Board of Education now has the power by three-fourths vote to drop an unsatisfactory book at the end of any school year while the contract is in force. Hence, without violation of the present contracts with the book publishers, the State Board of Administration, on the recommendation of the Council of Education, can eliminate many of the text books now on the adopted list.

2. The bill retains the Committee on Text Books provided by Article 23, Sections 365-404, of the present School Code of Alabama, but relieves this Committee of the burden of actually negotiating and contracting for the text books. The Committee on Text Books is required to grade and rate not less than three books for each suggested course, and such grading or rating is in a secret report submitted to the Text Book Purchasing Board created by the bill.

3. The Text Book Purchasing Board is composed of the Governor, the President of the State Board of Administration, and the Superintendent of Education. It is believed that the Governor is perhaps more than any other man in every instance more vitally interested in a successful business administration; that he will be assured of the selection of an outstanding

business executive as the President of the Board of Administration; and on the other hand, the place of the Superintendent of Education on such a Purchasing Board is obvious. It is the function of the Text Book Purchasing Board, with the detailed information and ratings of the numerous books furnished it by the Text Book Committee, to negotiate with the various publishers for the particular book to fill the particular course at such price and on such terms as is most advantageous to the State and the patrons of the schools. It is believed that a business-like negotiation of the purchase of text books for the State and patrons of the schools will, within reasonable limits, result in a material saving to the patrons of the schools, and when it is considered that such negotiations may result in the elimination of the unused portions of many books now adopted, your Recess Committee estimated that such saving would perhaps amount to as much as five per cent of the present cost of text books.

4. Distribution by Board of Administration. The bill provides that the Text Book Purchasing Board shall have plenary power to prescribe the method of distribution of text books in Alabama, and that the text books may be distributed by the Board of Administration of Alabama with the use of convict labor. A study of the present central depository system in Alabama discloses that the central depositories receive about ten per cent of the cost of the books for the services rendered in their distribution. The cost of carriage of the text books from the publisher to the central depositories, and in turn from the central depositories to the retail dealer, amounts to about three per cent, and your Committee sees no reason why the Board of Administration could not handle the distribution of the text books from a central depository at Montgomery at a cost of not more than five per cent, and in fact that limitation is written into the bill.

5. The bill contains the optional provision for the local distribution of the text books by the county or city authorities. If this function is taken over by the local authorities, and likewise the distribution of text books from a central depository is assumed by the Board of Administration, there will be a saving to the patrons of the schools of Alabama of all the advantageous features of the present central depository system now in force in Alabama, and the elimination of practically all the cost of such system to the patrons of the schools except the necessary carriage charges. A combination of a central depository system, operated by the Board of Administration, and a local distribution of the books by the county or city authorities, should therefore result in a saving to the patrons of the schools of at least fifteen per cent of the present retail cost of text books.

6. The bill provides for a joint contribution to the cost of text books by the State and by local authorities, it being provided that the State will match funds of the local authorities to the extent of ten per cent of the cost of the text books. The present yearly cost of text books in Alabama, according to reports on file with the Department of Education, is about \$600,000.00, and it is estimated that for a considerable period in the future this cost will not exceed \$1,000,000.00 per annum. Therefore a contribution of ten per cent of the cost of the books by the State will not cost the State exceeding \$100,000.00, and this amount must be matched by funds of local authorities, resulting in a saving to patrons of twenty per cent of the present cost of text books. The bill likewise authorizes the installation of rental systems by local authorities, which will possibly result, if adopted, in a still greater saving.

EFFECT OF BILL

If efficiently administered according to the figures above quoted, there is a possible saving by the adoption of the above outlined plan to the patrons of the schools of Alabama of forty per cent of the present cost of text books. Your Committee will not assert that this amount will be actually

saved, but is confident that an efficient administration of the bill recommended will result in a saving of one-third of the present cost to patrons, and your Committee earnestly recommends the passage of the bill by the Legislature. A copy of the bill is included in the appendix to this report.

ULTIMATE EFFECT OF BILL

It is believed that the passage of the bill recommended would be a step toward the assumption by the State of Alabama of not only the distribution of text books in Alabama, but finally of the adoption of a system of free text books, the cost of which will ultimately be borne by the State and by local authorities.

In its labors your Committee has received the earnest and effective cooperation of the Governor of Alabama, the Attorney General through the Honorable Thos. E. Knight, Jr., Assistant Attorney General in charge of the litigation hereinabove referred to, the Superintendent of Education and his Department, the Text Book Committee of 1924, and numerous educators of the State of Alabama. The Committee is especially indebted to the Honorable Harwell G. Davis, who as Attorney General of the State had made a detailed study of the text book problem of Alabama, and this Committee availed itself of the services of Mr. Davis by numerous conferences with him and by having him prepare the preliminary draft of the bill submitted.

Respectfully submitted,

Jacob A. Walker, Chairman,
W. Y. Lovelace, Vice-Chairman,
J. T. Carlton,
J. J. Cockrell,
Leo R. Jones,
Watt T. Brown,
J. Lee Long.

A BILL

To be entitled An Act in relation to public education. To provide for prescribing courses of study and for the selection, adoption, securing and distributing of text books.

Be it enacted by the Legislature of Alabama:

Section 1. The State Board of Education, on the recommendation of the State Superintendent of Education, shall prescribe the minimum contents of courses of study for all public, elementary and high schools in the State, and shall fix the maximum number of books which are compulsory in each grade of the elementary schools.

Section 2. The State Board of Education, on the approval of the State Superintendent of Education, shall appoint a committee to be known as the Council of Education, to consist of not less than seven nor more than ten members actively engaged in teaching in the public elementary schools, high schools, normal schools or colleges of the State, two of whom shall be engaged in primary work, whose duty it shall be to prescribe the courses of study for the elementary and high schools and normal schools of the State showing the minimum contents for the different kinds and grades of schools. The Council of Education shall also prepare, or cause to be prepared, for approval and adoption the compulsory maximum contents of the courses of study for each grade of the elementary schools.

Section 3. The Council of Education shall submit a report of their recommendations to the State Superintendent of Education at least once every three years, and may submit a report of recommendations at any time they see fit. It shall be the duty of the Superintendent of Education to submit to the State Board of Education the report of said Council of Education, together with such recommendations as he may think proper. The

members of the Council of Education shall serve for a period of six years and they shall hold office until their successors shall be appointed. The State Superintendent of Education shall be ex-officio chairman of the Council of Education. The Council of Education shall meet at the call of its chairman and organize by selecting someone to act as secretary who shall be charged with the duty of keeping an accurate record of its proceedings.

Section 4. Before transacting any business each member of the Council of Education and its secretary shall take an oath before someone authorized to administer oaths to faithfully discharge the duties imposed upon him as a member or as secretary of said Council of Education, and that he has no interest as an author, an associate author, a publisher, a representative of authors or publishers, and that he is in no way connected with the distribution of books, or pecuniarily interested directly or indirectly in the business or profits of any person, firm or corporation anywhere engaged in manufacturing, publishing or selling school books. The Council of Education shall receive the same compensation and expenses as that hereinafter provided for the members of the Text Book Committee and shall not remain in session at any one time for a longer period than thirty days.

Section 5. Immediately upon the passage and approval of this Act it shall be the duty of the State Board of Education, on the approval of the State Superintendent of Education, to appoint the Council of Education herein provided, and immediately upon the appointment of said Council it shall be the duty of the Council to convene on the call of its chairman as soon thereafter as may be convenient, not more than sixty days after the passage and approval of this Act. It shall be the duty of the Council of Education, upon its convening, to canvass the entire courses of study of the elementary schools, high schools, normal schools, and to make their report as soon thereafter as is practicable and feasible to the State Board of Education. In making such study and canvass of the courses of study in the schools of the State as herein provided, the Council of Education shall avail itself of information secured by the Joint Recess Text Book Committee of the Legislature.

Section 6. In every elementary school in the State there shall be taught reading, spelling and writing, arithmetic, oral and written English, geography, history of the United States and Alabama, elementary science, hygiene and sanitation, physical training and such other studies as may be prescribed by the State Board of Education. English shall be the only language employed and taught in the first six grades of the elementary schools in the State.

Section 7. The State Board of Education shall, upon the recommendation of the State Superintendent of Education, appoint a Text Book Committee to consist of seven members, each of whom shall be a well known educator, engaged in public school work. The State Superintendent of Education shall be ex-officio chairman of said Text Book Committee. The Text Book Committee shall meet at the call of its chairman and organize by selecting one of the employees of the Department of Education to act as secretary of said Text Book Committee, who shall be charged with the duty of keeping an accurate record of all its proceedings. Before transacting any business, each member of the Text Book Committee and its secretary shall take an oath, before some person authorized to administer oaths, to discharge faithfully all the duties imposed upon him as a member or as secretary of said Text Book Committee, and that he has no interest, directly or indirectly, in any contract that may be made under this Act; also that he will not reveal to anyone, except to the Text Book Purchasing Board, as provided by law, the findings, ratings and gradings of the Text Book Committee. The Text Book Committee provided for in this Act shall maintain its organization for six years unless otherwise ordered by the State Board of Education.

Section 8. As soon as practicable, and not later than three days after its organization, the Text Book Committee shall advertise in such manner and for such length of time and at such places as may be deemed advisable that at a certain time and place sealed bids or proposals will be received from publishers of school text books for furnishing books to the public schools in the State of Alabama, through such agencies or in such manner or by such method as may be provided under the terms of this Act. The bids or proposals by said publishers shall be for furnishing books for a period of six years, unless otherwise ordered by the State Board of Education. Said bids shall state specifically and definitely the price at which the books shall be furnished, and shall be accompanied by specimen copies of each and every book proposed to be furnished. The Text Book Purchasing Board shall advise the Text Book Committee the various methods it will probably adopt for the distribution of text books in the State of Alabama, and each bid shall specifically state the particular price the book will be furnished under each alternative method which the Text Book Purchasing Board reserves the right to use in the distribution of text books.

Section 9. Each publisher who makes a bid or proposal to furnish school text books shall be required to deposit with the Treasurer of the State a sum of money such as the State Board of Education shall require, but not less than \$500.00 nor more than \$2,500.00, according to the number of books such bidder proposes to supply, which sum or deposit shall be forfeited absolutely to the State Board of Education for the use of the text book fund hereinafter provided for if the bidder making the deposit shall fail or refuse to make and execute such contract and bond as the State Text Book Purchasing Board may require. The time within which said contract and bond shall be executed shall be stated in the advertisement inviting bids or proposals. All bids shall be sealed and deposited with the Secretary of State, to be delivered by him to the Text Book Purchasing Board when requested to do so by the Governor. All such bids shall be opened in the presence of the State Text Book Purchasing Board.

Section 10. The Text Book Committee shall consider the merit of each text book, taking into consideration the subject matter, printing, binding, material and mechanical makeup, and shall grade or rate each such book according to its merits, suitability and desirability. The grading or rating of such text books shall be both as a whole and separately as to each matter the Text Book Committee is required to consider. The grading or rating of such books shall be in executive session, and the findings of the Text Book Committee shall not be revealed to anyone except to the Text Book Purchasing Board, as provided by law. It shall be a misdemeanor for any member of said Text Book Committee or the secretary thereof, or for any other person, to disclose said ratings and gradings to anyone except to the Text Book Purchasing Board, until after the contracts are made. Anyone found guilty of disclosing said ratings and gradings shall be fined not exceeding five hundred (\$500.00) dollars and also may be imprisoned or sentenced to hard labor for a term not exceeding six months.

Section 11. The Text Book Committee shall report to the Text Book Purchasing Board the three most meritorious and desirable books for each subject, and may make a report as to any number of books if it deems such a report would be beneficial to the Text Book Purchasing Board. Such report may include, in addition to the grading and rating of the books, as hereinbefore provided, any information or expression of opinion which would aid or benefit the Text Book Purchasing Board in the discharge of its duty. If there be a difference of opinion among the members of the Text Book Committee as to the merits of a book, any member of the Committee may file as a part of said report his individual opinion as to the merits of that book. No book shall be selected as suitable and desirable by the Text Book Committee which contains anything of a partisan character.

Section 12. The Governor, the State Superintendent of Education and the President of the State Board of Administration shall constitute the Text Book Purchasing Board. The Governor shall be chairman and the State Superintendent of Education the secretary of said Board. It shall be the duty of the Text Book Purchasing Board to select a uniform series of text books for use in the public schools of the State for a period of six years unless otherwise directed by the State Board of Education. No book shall be adopted by the Text Book Purchasing Board which has not been rated as suitable or desirable by the Text Book Committee. It shall be unlawful for any school official, director or teacher to use any book upon the same branches other than those adopted to the exclusion of the regularly adopted books.

Section 13. As soon as practicable after the Text Book Purchasing Board has received the report of the Text Book Committee it shall notify all publishers whose books have been determined to be suitable by the Text Book Committee that the Text Book Purchasing Board will, at a certain time and place, negotiate with the publishers for the furnishing of text books for the public schools of the State. The Text Book Purchasing Board shall have full power to provide for text books for the public schools of the State, to adopt any book which has been determined as suitable and desirable by the Text Book Committee as a uniform text book for use in the public schools of the State, and to contract with the publisher for such books. The Text Book Purchasing Board shall not advise the publisher the rating or grading as to suitability and desirability given the books by the Text Book Committee. After the Text Book Purchasing Board has examined the bids and proposals of the publishers, it may negotiate with the publishers in the event it considers the price at which the book is offered too high, for the purpose of ascertaining whether or not a more reasonable price can be secured.

Section 14. The Text Book Purchasing Board shall enter into contracts for the furnishing of said text books upon such terms as said Board deems to the best interest of the patrons of the public schools. When the contract is executed, the publisher shall enter into a bond in such sum as may be designated by the Text Book Purchasing Board, conditioned upon the faithful, honest performance of the contract. Said bond shall also provide for the payment of attorney's fee in case of recovery in any suit on same. The Text Book Purchasing Board shall prescribe a minimum amount which shall be recovered on such bond for each breach thereof as liquidated damages, and such amount shall be written into said contract as the minimum amount which may be recovered as liquidated damages in case of each breach thereof.

Section 15. Should any person, firm or corporation fail or refuse to execute the contract and submit therewith his bond as required by law within thirty days after the awarding of the contract, the cash deposit will be deemed forfeited to the State of Alabama and the Treasurer shall place such deposit in the State Treasury to the credit of the Text Book Fund. The mailing of a registered letter announcing the awarding of the contract shall be sufficient that the notice was given and received. When any person, firm or corporation shall have executed the contract and submitted his bond within the time required by law, the Text Book Purchasing Board shall advise the Treasurer of the State in writing of such fact, and the Treasurer shall return to the publisher the cash deposit made by him. The Text Book Purchasing Board shall also inform the Treasurer of the names of the unsuccessful bidders, and upon the receipt of such notice the Treasurer shall return to them the amount deposited in cash by them at the time of the submission of their bids.

Section 16. Both the President of the State Board of Administration and the Superintendent of Education shall preserve in their offices the

specimens or sample copies of all books which have been made the basis of any contract as the standard of quality and excellence to be maintained in such books. The President of the State Board of Administration shall also retain and preserve in his office the original bid or proposal and the contract and bond executed for the furnishing of said books. Each County Superintendent of Education shall be furnished like specimens or sample copies of said books, which shall be preserved by him and which shall always be open to inspection by the public. Books furnished under each and every contract shall at all times during the existence of the contract be equal in all respects to the specimen or sample copies furnished with the bids or proposals.

Section 17. It shall be the duty of the State Superintendent of Education to negotiate with publishers of text books or authors of text books for the preparation and publication, or either, of special text books for use in the public schools of the State. In the event anyone undertakes the preparation of a special text book for the purpose of making the same more suitable and desirable for use in the public schools of the State, the State Superintendent of Education shall cause to be submitted such specially prepared text book or such specially arranged text book to the State Text Book Committee for its findings and rating as to its desirability and suitability for the purposes offered, and if approved by the Text Book Committee same shall be certified to the State Text Book Purchasing Board for its consideration.

Section 18. In the event the Text Book Purchasing Board is unable to obtain what it considers a desirable contract for a text book on any particular subject with publishers whose books have been given approval by the Text Book Committee, the Text Book Purchasing Board may require the State Superintendent of Education to negotiate with publishers or persons to secure the preparation of a text book on such subject or to secure the submission of other texts on such subjects for consideration by the Text Book Committee. The Text Book Purchasing Board may take such other action as it may deem proper to secure an advantageous contract in behalf of the patrons of the public schools of the State, provided that no book shall be adopted by said Purchasing Board unless the same has been found suitable and desirable for the purposes for which it was intended to be used by the Text Book Committee.

Section 19. It shall be the duty of the State Board of Administration to provide for the distribution of text books in the State of Alabama by such method and in such manner as shall be approved by the Text Book Purchasing Board. The Text Book Purchasing Board shall have the power and authority to purchase text books for the public schools of the State; or the Text Book Purchasing Board may contract for consignment of said books by the publishers to the State to be distributed and sold to the patrons of the public schools by such methods and in such manner as the Text Book Purchasing Board deems to be the best interest of the patrons of the public schools. The Text Book Purchasing Board shall also have the power and authority to contract with the publishers for the sale and distribution of text books to the patrons of the public schools or may set up from time to time any other regulation or method which the Text Book Purchasing Board considers will secure the prompt distribution of books at the lowest price to the patrons of the public schools of the State.

Section 20. After the Text Book Purchasing Board has approved the general plan or method of handling and distributing text books, it shall be the duty of the State Board of Administration to carry into effect such plan. The State Board of Administration shall have full control and direction of ordering, shipping and collecting the purchase price of the text books, if the same are handled by purchase by the State or by a consignment to the State for distribution. The State Board of Administration

shall have full power and authority to contract with individuals, corporations, county boards of education and city boards of education for the handling and distributing of text books to the patrons of public schools.

Section 21. There is hereby appropriated out of the funds in the Treasury not otherwise appropriated the sum of one hundred and fifty thousand (\$150,000.00) dollars, to be used as a revolving fund for the securing and distribution of text books in the event the same are handled by the State Board of Administration. Said appropriation shall be paid out upon the warrant of the State Auditor, issued upon the requisition of the President of the State Board of Administration, approved by the Governor. Said fund shall be reimbursed from time to time upon the sale of the text books for the securing and distribution of which payments are made from said appropriation. The Text Book Purchasing Board, with the approval of the Governor, shall prescribe the maximum price which shall be paid by the patrons of the public schools for each text book. Such prices shall only be sufficient to reimburse the State for its expenditure in purchasing, handling, distributing, insuring and other expenses properly incurred in the handling of the books, and the amount added to the purchase price to reimburse the State for handling, distributing, insuring and other expenditure shall not exceed five (5%) per cent of the price at which the State receives the book from the publisher, either on consignment or by purchase. The Text Book Purchasing Board shall prescribe in the contract with the publisher, or arrange with the State Board of Administration for the printing or stamping in or upon each book the maximum price which shall be charged for such text book, and where such text book is sold in any city or county at a lower price than the maximum price provided, by reason of a contribution to the purchase price by the City Board of Education or by the County Board of Education, and by the State out of the Text Book Fund hereinafter provided, then in such event the Text Book Purchasing Board, or the State Board of Administration, under its supervision, shall provide for the printing or stamping in or upon each such book the maximum price which shall be charged in such city or county.

Section 22. Each County Board of Education shall have the authority to provide, by agreement with the State Board of Administration, for the distribution of text books within said county, provided the county will undertake and guarantee to distribute such text books to the patrons of the public schools at a lower price than the State Board of Administration can furnish or arrange to furnish such books. Each Board of Education of a city or municipality shall have the authority to provide, by agreement with the State Board of Administration, for the distribution of text books within such municipality, provided such municipality will arrange and guarantee to furnish such text books to the patrons of the public schools at a lower price than the State Board of Administration or the County Board of Education can furnish or arrange to furnish said text books. In the event any County Board of Education or City Board of Education undertakes to provide for the distribution of text books, such Board shall deposit with the Treasurer of the State such amount as shall be prescribed by the State Board of Administration to secure payment to the State for books secured from the State.

Section 23. The County Boards of Education, the City Boards of Education, Courts of County Commissioners, and other like governing bodies of counties, and municipal councils or other governing boards of a municipality, shall have the power and authority to appropriate funds for the purpose of creating a revolving fund to be used in securing and distributing text books, and also for the purpose of contributing to the expense of furnishing text books. The revolving fund permitted by this section shall be reimbursed from moneys received from sales of text books.

Section 24. Whenever any County Board of Education or Board of Education of any municipality proposes to assist in the expense of furnishing text books to the patrons of the public schools, said County Board of Education or Board of Education of a municipality shall apply to the State Board of Administration for State aid in the defraying of such expense upon the following conditions: There shall be deposited in the State Treasury sufficient funds, the amount to be determined by the State Board of Administration, to defray at least ten per cent of the cost of the text books which it is estimated will be used in the elementary schools of said county or municipality. Upon such deposit the State of Alabama shall credit from the appropriation hereinafter made for that purpose a sum equal to ten per cent of the estimated cost of securing and distributing said text books to the patrons of the public schools of said county or municipality. The Text Book Purchasing Board shall have full authority and power to promulgate such rules and regulations as it deems necessary or advisable to properly carry into effect the intent and purpose of this section, and it shall be necessary for the said county or municipality to comply with said rules and regulations to be entitled to the benefits of the State appropriation made to assist in defraying expenses of furnishing text books to the patrons of the public schools. A failure of said county or municipality to strictly abide by said rules and regulations shall forfeit to the State the funds deposited by said county or municipality, and empower the State Board of Administration to take full control and charge of the distribution of text books within said county or municipality.

Section 25. There is hereby appropriated by the State of Alabama out of moneys in the treasury not otherwise appropriated the sum of one hundred and fifty thousand (\$150,000.00) dollars annually for the purpose of matching funds as hereinbefore provided deposited to assist in the defraying of the expenses of securing and distributing text books to the patrons of the public schools. The moneys hereby appropriated shall be known as the School Text Book Fund.

Section 26. County Boards of Education, City Boards of Education, the Courts of County Commissioners, and other like governing bodies of the counties or municipalities, shall have power and authority to appropriate funds for the purpose of purchasing text books for free distribution or for rental to the patrons of its public schools under such rules and regulations as shall be prescribed by the respective County Boards of Education or City Boards of Education.

Section 27. As soon as practicable after the adoption of a uniform series of text books, the State Board of Administration shall advise the County Superintendents of Education, City Superintendents of Schools, and other interested parties, that the State Board of Administration is willing to negotiate with the counties and municipalities relative to the distribution of text books, that the authorities may have an opportunity of taking charge of the distribution of text books and of obtaining State aid in defraying the expense of securing and distributing text books. As soon as practicable after arrangements have been made for the distribution of text books, the State Superintendent of Education shall issue a bulletin to all parties interested containing a list of books adopted, the maximum price at which the book is to be sold in each locality and the agencies handling the distribution of text books, and such other information as he may deem necessary.

Section 28. No County Board of Education and no Board of Education of any municipality shall have authority to use any public school funds for the purpose of assisting in defraying the expenses of securing and distributing text books until sufficient public funds have been provided for the maintenance of a free public school for not less than seven months.

Section 29. The members of the Text Book Committee shall be paid the sum of ten (\$10.00) dollars per day during the time they are engaged in such work, and in addition shall receive ten cents per mile for each mile traveled from their homes to the place of meeting and return, to be paid out of the revolving fund appropriated for the use of the State Board of Education. Such expenses shall be allowed for each meeting it is necessary to hold. Each member of the committee, before receiving funds for salary or expenses, shall make and swear to a statement of the number of miles traveled and the number of days engaged. When it becomes necessary to pay out any funds in accordance with the provisions of this section, the State Superintendent of Education shall make requisition upon the State Auditor, who shall draw his warrant upon the Treasurer for the amount for which requisition is made.

Section 30. In the case of the failure of any contractor to furnish the books as provided in his contract, his bond shall stand forfeited and the Text Book Purchasing Board, upon the recommendation of the Text Book Committee, may make such other contract for the unexpired term with some other person or company to provide such books as may be necessary to take the place of those included in the contract breached. No text book, however, shall be contracted for which has not been rated as suitable or desirable by the Text Book Committee. The State Board of Education shall have the power by three-fourths vote to drop any text book at the end of any school year while the contract is in force, and the Text Book Purchasing Board, upon the recommendation of the Text Book Committee, may make another adoption in lieu thereof.

Section 31. In the event any municipality or county furnishes free text books, the State Board of Administration shall arrange to have supplied such text books in a manner that will be the least expense to said municipality or county.

Section 32. The State Board of Administration may utilize contract labor so far as practicable in handling the distribution of school books.

Section 33. All laws and parts of laws in conflict with this Act are hereby repealed.

Section 34. Should any section, paragraph or part of this Act be declared unconstitutional it shall not affect the remaining part of this Act, it being the purpose of the Legislature to adopt each separate and distinct paragraph and section and part of this Act.

Section 35. This Act shall become effective immediately upon approval by the Governor.

REPORT OF SUB-COMMITTEE OF SCHOOL TEXT BOOK COMMITTEE

Your Sub-committee, appointed by the Joint Text Book Committee of the Legislature for the purpose of checking the contracts for school books between the State of Alabama and the Publishers, finds that contracts have been entered into with the following Publishers. We have appended hereto as "Exhibit A" the list of Publishers, together with their principal places of business in the State and the companies in which they are bonded. In order that the Committee may fully understand and intelligently report as to the books used, the Sub-committee finds that the books contracted for by the various firms are as follows:

AMERICAN BOOK COMPANY, CINCINNATI, OHIO

Name of Book	Contract Exchange	
	Price	Price
Basal—Peter and Polly in Summer, Lucia.....	\$ 0.57	None
Around the World with the Children, Carpenter.....	.69	.64

Name of Book	Contract Price	Exchange Price
Elementary School Dictionary, Webster.....	1.14	None
New Europe, Carpenter.....	.95	None
Civic Science in Home and Community, Hunter & Whitman.....	1.52	1.40
Civic Science Manual, Hunter and Whitman.....	1.14	None
Secondary School Dictionary, Webster, Plain.....	2.09	None
Secondary School Dictionary, Webster, Indexed.....	2.28	None
Practical English for High Schools, Lewis and Hosic.....	1.33	None
Exercises in Practical English, Lewis and Hosic.....	.27	None
Essentials of Biology, Hunter.....	1.60	None
Laboratory Manual in Biology, Sharpe.....	1.14	None

ALLYN AND BACON, ATLANTA, GA.

Elementary Latin, Smith.....	\$ 1.18	\$ 0.96
Alarcon's El Capitan Veneno, Snavelly.....	.75	None
Valdes-Hose, Snavelly and Ward.....	.75	None
English Literature with Readings, Pace.....	1.69	1.40
Practical Physics, Carhart and Chute.....	1.51	1.24
Laboratory Guide for Physics, Chute.....	.56	None
American Literature with Readings, Pace.....	1.69	1.40
Problems of American Democracy, Hughes.....	1.51	1.24
Elementary Principles of Chemistry, Brownlee and Others.....	1.51	1.24
Laboratory Exercises in Chemistry, Brownlee.....	.75	None

BROWN ROBERTSON COMEDY, NEW YORK, N. Y.

Museum Prints for Teachers.....	.40	None
Manual for Teachers.....	.30	None
Miniatures .....each sheet	.10	

The above texts are supplementary for elementary grades and required for Junior High Schools.

FARQUHAR & ALBRIGHT COMPANY, CHICAGO

Applied Movement Writing, Co-Basal:		
Beginning Book.....	\$ 0.12	\$ 0.11
Third Year Book.....	.12	.11
Fourth Year Book.....	.12	.11
Fifth Year Book.....	.12	.11
Grammar Grades Book.....	.12	.11
Alabama Teachers Manual.....	No charge	

GINN AND COMPANY, ATLANTA, GA.

Music Education Series:		
Songs of Childhood (Rote Song Book in hands of teacher).....	.64	.54
Introductory Music.....	.66	.56
Elementary Music.....	.72	.59
Intermediate Music.....	.79	.66
Oral and Written English, Potter-Jeschke-Gillett:		
First Course.....	.49	.48
Second Course.....	.49	.40
Third Course (Optional).....	.64	.54
Practical Map Exercises and Syllabi in General History.....	.53	None

Name of Book	Contract Price	Exchange Price
History of Europe, Robinson-Breasted-Beard:		
Ancient and Medieval	1.84	1.53
Our Own Times	1.84	1.53
New Virgil, Greenough, Kittridge, Jenkins	1.80	1.50
Primores Lecciones de Espanol, Marcial-Dorado	1.05	None
Primoral Lectures en Espanol, Marcial Dorado .....	.90	None
Spanish Grammar, Coester	1.39	1.16

HALL AND MCCREARY CO., CHICAGO, ILL.

The Gray Book of Favorite Songs (Assembly Songs)	\$ 0.15	None
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D. C. HEATH AND COMPANY, ATLANTA, GA.

Good Manners and Right Conduct:		
Book 166	None
Book 2 .....	.66	None
Junior English, Buhlig:		
Book 1 .....	.86	.75
Book 2 .....	.86	.75
Book 3 .....	.86	.75
Introduction to Latin, Lupold:		
Book 1 .....	.75	.71
Book 2	1.10	1.03
World History, Webster	2.00	1.75
Community Civics and Rural Life, Dunn	1.40	1.15
Community Civics for City Schools, Dunn	1.40	1.15
Shorter French Course, Fraser and Squair	1.47	None
Preparatory French Reader, Super	1.36	None
Que Fait Geston? Perley	1.00	None
Cuentos y Leyendios, Hill and Cano	1.12	None
Mariuchs, Galdos	1.00	None
La Battala del Marne, Ibancz	1.00	None
Four Charmer Nos Petit, Capus .....	.76	None

HOUGHTON-MIFFLIN COMPANY, BOSTON, MASS.

First-Basal, Bolenius Readers:		
Fourth Reader	\$ 0.75	\$ 0.70
Fifth Reader .....	.79	.74
Sixth Reader .....	.83	.77
Classics:		
Riverside Literature Series (Selected List) (.27-1.02, 37, 30, 34, 42, 53, 57, 83, 1.02)		
Practical English Composition, Miller:		
Book III .....	.60	None
Book IV .....	.64	None

IROQUOIS PUBLISHING COMPANY, SYRACUSE, N. Y.

The Mastery of Words Alabama Edition, Arnold .....	.42	None
Iroquois Geography Note Book:		
Book 1 .....	.38	None
Book 2 .....	.50	None
A Student's Guide to Background to American History .....	.46	None
Student's Guide in American History for Grades 7-8 .....	.42	None

JOHNSON PUBLISHING CO., RICHMOND, VA.

Name of Book	Contract Price	Exchange Price
Second-Basal Child's World Reader Series:		
Primer .....	.40	None
First Reader .....	.45	None
Second Reader .....	.50	None
Third Reader .....	.55	None
Alexander and Sarratt, Arithmetic Series:		
Primary Book .....	.58	.48
Intermediate Book .....	.65	.55
Advanced Arithmetic (Optional) .....	.70	.58
Alabama Stories, Taylor .....	.75	None
Elements of Conservation, Harris .....	.75	None
Colaw Arithmetic Series:		
Elementary Arithmetic for Fourth Grade .....	.55	None
Practical Arithmeitec for Sixth Grade .....	.68	None

J. B. LIPPINCOTT & CO., PHILADELPHIA, PA.

Modern Physiology, Hygiene and Health Series, Haviland:		
Primer .....	.75	None
Book 1 .....	.83	None
Book 2 with supplement .....	.80	.67
Food Planning and Preparation, Wellman	1.21	.98

MENTZER BUSH AND COMPANY, CHICAGO, ILL.

Prevocational and Industrial Arts, Wood and Smith	1.50	1.40
Industrial and Applied Art, Co-Basal, Perry and Others:		
Book II .....	.24	None
Book III .....	.24	None
Book IV .....	.24	None
Book V .....	.24	None
Book VI .....	.24	None

CHARLES E. MERRILL COMPANY, NEW YORK, N. Y.

Land of Health	\$ 0.72	None
First French Book, Greenberg .....	.94	None
Pas a Pas (McGill DeLautreppe) .....	.56	None
Colombo, Young .....	.70	None
La Poudre aux Voux .....	.56	None

PRACTICAL DRAWING COMPANY, DALLAS, TEX.

Practical Drawing, Modern Arts Course, Revised, Co-Basal:		
Book II .....	.15	None
Book III .....	.15	None
Book IV .....	.15	None
Book V .....	.20	None
Book VI .....	.20	None
A Teacher's Manual and Course of Study (No charge).		

RAND McNALLY COMPANY, CHICAGO, ILL.

Geography for Beginners, with supplement, Shepherd .....	.81	.67
American School History, with supplement, Mace-Petrie	1.25	1.05

ROW PETERSON & COMPANY, CHICAGO, ILL.

Name of Book	Contract Price	Exchange Price
First Basal Readers, Free and Treadwell Series:		
Primer .....	.40	.38
First Reader .....	.44	.41
Second Reader .....	.48	.44
Third Reader .....	.53	.50
Plane Geometry, Newell and Harper.....	1.00	.80
Plane and Solid Geometry, Newell and Harper.....	1.17	.93
Solid Geometry, Newell and Harper.....	.84	.67
Second Course in Algebra Newell and Harper.....	.84	.67

BENJAMIN H. SANBORN & CO., BOSTON, MASS.

First Lessons in American History, Revised Edition, Evans	.75	.70
Elementos de Espanol Lacalle.....	1.24	1.16
First Spanish Reader, Espinosa.....	.94	None

SCOTT FOR SWAN AND CO., CHICAGO, ILL.

Third-Basal Primer Elson-Runkel .....	.47	None
Third-Basal, Elson:		
First Reader .....	.50	None
Second Reader .....	.54	None
Third Reader .....	.61	None
Second-Basal, New Elson Readers:		
Book IV .....	.69	None
Book V .....	.72	None
Book VI .....	.72	None
Junior High School Literature:		
Book I, First Year, Elson-Keck.....	1.21	1.10
Book II, Second Year, Elson-Keck.....	1.28	1.15
Book III, Third Year, Elson-Keck-Greenlaw.....	1.55	1.40
Literature and Life:		
Book II, First Year, Greenlaw and Stratton (Optional)	1.66	1.50
Book III, Second Year, Greenlaw-Miles (Optional).....	1.73	1.56
Book IV, Third Year, Greenlaw-Miles (Optional).....	1.83	1.66

SCOTT FORSMAN AND CO., CHICAGO, ILL.

Old World Background to American History, Harding.....	.83	.75
Caesar with Prose Composition, Four Book Edition, Walker	1.38	None
Easy French History, Sicard.....	.73	None

CHARLES SCRIBNERS' SONS, NEW YORK CITY

American Ideals, Greene:		
Book V .....	.86	None
Book VI .....	.86	None
American History, James and Sanford.....	1.69	None
Outlines to accompany James and Sanford's American History, Clarke .....	.33	None
Government and the People, Long.....	1.50	1.25
Preparing for the World's Work, with supplement, Dough-ton .....	.96	.80
Geography: Commercial and Industrial, Redway.....	1.62	1.34
Reading and Living, First Year, Hill and Lyman.....	.90	.75
Practical Spanish Grammar, Manfred.....	1.39	1.15
French Reader, Ballard.....	1.05	.87

SILVER, BURDETT AND COMPANY, NEW YORK, N. Y.

Name of Book	Contract Price	Exchange Price
Cicero's Orations with Prose Composition and Grammar, Gunnison and Harley.....	1.73	None

SOUTHWESTERN PUBLISHING COMPANY, CINCINNATI, OHIO

Twentieth Century Bookkeeping and Accounting, Part 1, No. 5.....	.90	.72
Twentieth Century Bookkeeping and Accounting, Practice Set	1.28	None

THE BOBBS MERRILL COMPANY, INDIANAPOLIS, IND.

Hygiene and Health, Book I, Emerson and Betts.....	.60	None
Physiology and Hygiene, Book II (with Southern Supplement), Emerson and Betts.....	.84	None

THE GREGG PUBLISHING COMPANY, NEW YORK, N. Y.

Gonzalez Smith y Compania, Mercado and Costa.....	.45	.26
Rational Typewriting, Medal of Honor, SoRelle and Cutler...	.93	.54
Secretarial Studies, SoRelle and Gregg.....	1.21	.70
Rational Arithmetic, Lord.....	.90	None

THE MACMILLAN COMPANY, NEW YORK

Elementary Geography, with Alabama Supplement, McMurray and Parkins.....	1.08	.75
Advanced Geography, with Alabama Supplement, McMurray and Parkins.....	1.43	1.10
Agriculture for Southern Schools, Revised, Duggar.....	.85	.75
Southern Field Crops, Duggar.....	2.00	None
Animal Husbandry, Harper.....	1.55	None
Latin Reader, Julia, Reed.....	.42	None
Business Law, Bays.....	1.11	None
World Geographies, Tarr and McMurray:		
Book I for fifth grade for period ending July 1, 1925, and for sixth grade for period ending July 1, 1926.....	.85	None
Book II for First and Second Year Junior High School for period ending July 1, 1925.....	1.35	None

THE A. N. PALMER COMPANY, CHICAGO

Writing Lessons for Primary Grades, Co-Basal.....	.15	None
Palmer Method Business Writing, Co-Basal.....	.20	None
Teacher's Guide to Writing Lessons (No charge).		

THE SOUTHERN PUBLISHING CO., DALLAS, TEXAS.

Alabama History Stories, Matthews.....	.70	None
Wind Mills and Wooden Shoes.....	.60	None
Victory Historical Map and Outline Book, Newton and Irving.		
Early European History.....	.40	None
Modern European History.....	.40	None
American History.....	.40	None

JOHN C. WINSTON COMPANY, PHILADELPHIA, PA.

Name of Book	Contract Price	Exchange Price
Silent Fourth Reader, Lewis and Rowland.....	.70	.63
Silent Fifth Reader, Lewis and Rowland.....	.74	.67
Silent Sixth Reader, Lewis and Rowland.....	.76	.68
Pinnocchio .....	.72	None
Robin Hood .....	.72	None
Our Community, with Alabama Supplement, Zeigler and Jacquette .....	.70	.65
Fourth, Fifth, and Sixth Reader Manual for Teachers free of charge.		

WHEELER PUBLISHING COMPANY, CHICAGO.

The Silent Reading Hour:		
A First Reader.....	.55	.51
Teachers Edition with Manual, First Grade.....	.65	None
Practice Exercises in Silent Reading for First Grade.....	.25	None
Short Exposure Phrase Cards, Complete Set, First Grade	3.00	None
The Silent Reading Hour:		
A Second Reader.....	.60	.55
Teachers Edition with Manual, Second Grade.....	.68	None
Practice Exercises in Silent Reading for Second Grade .....	.25	None
The Silent Reading Hour:		
A Third Reader.....	.65	.60
Teachers Edition with Manual, Third Grade.....	.75	None
Silent Reading Drill Cards for Third Grade.....	1.70	None

WORLD BOOK COMPANY, YONKERS, N. Y.

Mary Gay Stories.....	.57	None
A Child's Book of the Teeth.....	.42	None
Modern Mathematics, Schorling and Clarke:		
Book I .....	.70	.62
Book II .....	.70	.62
Modern Algebra, Schorling and Clarke.....	1.00	.88
Poca a Poca, Hall.....	1.54	1.43

There is nothing in any contract which the State has entered into with any publisher of school books that would hinder the State from dropping any book or number of books it may see fit from any list contracted for with any of the publishers. The State is bound to use the books contracted for with the several publishers provided such book, or character of book is used in the State schools.

Respectfully submitted,
J. J. Cockrell,
Leo R. Jones,
Sub-Committee.

EXHIBIT "A"

Publisher	Principal Place of Business in Alabama	Bonding Company	Amount of Bond	Agent
Allyn and Bacon, Atlanta, Ga.	None designated	Union Indemnity Company	\$ 10,000.00	U. Slingluff
The Brown Robertson Co., New York	Birmingham	Union Indemnity Company	10,000.00	U. Slingluff
Farquhar and Albright, Chicago, Ill.	Montgomery	Union Indemnity Company	10,000.00	U. Slingluff
Ginn and Company, Atlanta, Ga.	Birmingham	Union Indemnity Company	10,000.00	U. Slingluff
Hall and McCreary Co., Chicago, Ill.	Birmingham	Fidelity and Casualty Co.	10,000.00	
D. C. Heath and Co., Atlanta, Ga.	None	American Surety Company	10,000.00	Louis Papen, Res. V-Pres.
Houghton-Mifflin Co., Boston, Mass.	Athens	Union Indemnity Company	10,000.00	U. Slingluff
Iroquois Publishing Co., Syracuse, N. Y.	Birmingham	Union Indemnity Company	10,000.00	U. Slingluff
Johnson Publishing Co., Richmond, Va.	Birmingham	Union Indemnity Company	20,000.00	U. Slingluff
J. P. Lippincott Co., Philadelphia	Montgomery	Union Indemnity Company	10,000.00	U. Slingluff
Mentzer Bush & Co., Chicago, Ill.	Birmingham	American Surety Company	10,000.00	F. W. Morray
Chas. E. Merrill Co., New York, N. Y.	Birmingham	Union Indemnity Company	10,000.00	U. Slingluff
Practical Drawing Co., Dallas, Tex.	Birmingham	Union Indemnity Company	10,000.00	U. Slingluff
Rand-McNally Co., Chicago, Ill.	Montgomery	American Surety Company	10,000.00	B. H. Davenport
Row-Peterson Co., Chicago, Ill.	Birmingham	American Surety Company	15,000.00	F. W. Morray
Benjamin H. Sanborn & Co., Boston (Organized under laws of Maine— address given in contract, Boston)	Birmingham	American Surety Company	10,000.00	E. D. Philbrick
Scott Foresman and Co., Chicago	Montevallo	Union Indemnity Company	15,000.00	U. Slingluff
Charles Scribners Sons, New York	Birmingham	U. S. Fidelity & Guaranty Co.	10,000.00	U. Slingluff
Silver-Burdett & Co., Chicago	Birmingham	U. S. Fidelity & Guaranty Co.	10,000.00	G. W. L. Buck
Southwestern Pub. Co., Cincinnati	Birmingham	U. S. Fidelity & Guaranty Co.	10,000.00	H. B. Hupp
The Bobbs Merrill Co., Indianapolis	Indianapolis	American Surety Company	10,000.00	John R. Carr
Gregg Publishing Co.	Birmingham	American Surety Company	10,000.00	
The MacMillan Company, New York	Birmingham	Union Indemnity Company	20,000.00	U. Slingluff
A. N. Palmer Company, Chicago, Ill.	Birmingham	American Surety Company	10,000.00	F. W. Morray
Southern Publishing Co., Dallas, Tex.	Montgomery	Union Indemnity Company	10,000.00	U. Slingluff
John C. Winston Co., Philadelphia	None	American Surety Company	10,000.00	Carl B. Weed
Wheeler Publishing Co., Chicago	Birmingham	American Surety Company	10,000.00	B. H. Davenport
World Book Company Yonkers, N. Y.	Auburn	Union Indemnity Company	10,000.00	U. Slingluff
American Book Company, Cincinnati	(A traveling agt. Birmingham)	American Surety Company		Earl H. Schier
				Res. Vice-Pres.

NUMBER OF BOOKS IN

GEORGIA			MISSISSIPPI			LOUISIANA			TENNESSEE		
<i>First Grade</i>											
Basal	3		Basal	3		Basal	5		Basal	5	
Supplementary	2		Supplementary	0		Supplementary	10		Supplementary	10	
Total	5		Total	3		Total	15		Total	15	
<i>Second Grade</i>											
Basal	3		Basal	2		Basal	6		Basal	5	
Supplementary	4		Supplementary	0		Supplementary	5		Supplementary	10	
Total	7		Total	2		Total	11		Total	15	
<i>Third Grade</i>											
Basal	6		Basal	6		Basal	6		Basal	7	
Supplementary	3		Supplementary	0		Supplementary	5		Supplementary	11	
Total	9		Total	6		Total	11		Total	18	
<i>Fourth Grade</i>											
Basal	6		Basal	6		Basal	11		Basal	8	
Supplementary	3		Supplementary	0		Supplementary	5		Supplementary	11	
Total	9		Total	6		Total	16		Total	19	
<i>Fifth Grade</i>											
Basal	9		Basal	9		Basal	10		Basal	10	
Supplementary	3		Supplementary	0		Supplementary	4		Supplementary	16	
Total	12		Total	9		Total	14		Total	26	
<i>Sixth Grade</i>											
Basal	10		Basal	8		Basal	11		Basal	10	
Supplementary	3		Supplementary	0		Supplementary	4		Supplementary	15	
Total	13		Total	8		Total	15		Total	25	
<i>Seventh Grade</i>											
Basal	8		Basal	7		Basal	8		Basal	12	
Supplementary	3		Supplementary	0		Supplementary	3		Supplementary	8	
Total	11		Total	7		Total	11		Total	20	

NUMBER OF BOOKS IN

ALABAMA			NORTH CAROLINA			SOUTH CAROLINA			FLORIDA		
<i>First Grade</i>											
Basal	7		Basal	8		Basal	4		Basal	5	
Supplementary	0		Supplementary	2		Supplementary	9		Supplementary	7	
Total	7		Total	10		Total	13		Total	12	
<i>Second Grade</i>											
Basal	7		Basal	7		Basal	6		Basal	5	
Supplementary	0		Supplementary	3		Supplementary	5		Supplementary	5	
Total	7		Total	10		Total	11		Total	10	
<i>Third Grade</i>											
Basal	12		Basal	8		Basal	7		Basal	7	
Supplementary	0		Supplementary	5		Supplementary	5		Supplementary	5	
Total	12		Total	13		Total	12		Total	12	
<i>Fourth Grade</i>											
Basal	13		Basal	8		Basal	9		Basal	8	
Supplementary	6		Supplementary	12		Supplementary	5		Supplementary	12	
Total	19		Total	20		Total	14		Total	20	
<i>Fifth Grade</i>											
Basal	12		Basal	10		Basal	9		Basal	9	
Supplementary	4		Supplementary	12		Supplementary	5		Supplementary	6	
Total	16		Total	22		Total	14		Total	15	
<i>Sixth Grade</i>											
Basal	16		Basal	12		Basal	12		Basal	10	
Supplementary	5		Supplementary	12		Supplementary	5		Supplementary	4	
Total	21		Total	24		Total	17		Total	14	
<i>Seventh Grade</i>											
Basal	12		Basal	12		Basal	13		Basal	11	
Supplementary	1		Supplementary	11		Supplementary	3		Supplementary	2	
Total	13		Total	23		Total	16		Total	13	

COST OF BOOKS IN

ALABAMA			NORTH CAROLINA			SOUTH CAROLINA			FLORIDA		
<i>First Grade</i>											
Basal	\$2.74	\$3.23	Basal		Basal		Basal	\$1.63	Basal		\$1.61
Supplementary	0	.96	Supplementary		Supplementary		Supplementary	4.15	Supplementary		4.12
Total	2.74	4.19	Total		Total		Total	5.78	Total		5.73
<i>Second Grade</i>											
Basal	3.03	2.96	Basal		Basal		Basal	1.81	Basal		1.75
Supplementary	0	1.72	Supplementary		Supplementary		Supplementary	2.23	Supplementary		2.78
Total	3.03	4.68	Total		Total		Total	4.04	Total		4.53
<i>Third Grade</i>											
Basal	6.19	3.67	Basal		Basal		Basal	2.56	Basal		3.23
Supplementary	0	2.78	Supplementary		Supplementary		Supplementary	2.99	Supplementary		3.48
Total	6.19	6.45	Total		Total		Total	5.55	Total		6.71
<i>Fourth Grade</i>											
Basal	7.95	4.73	Basal		Basal		Basal	4.74	Basal		5.09
Supplementary	4.16	7.60	Supplementary		Supplementary		Supplementary	3.40	Supplementary		7.83
Total	12.11	12.33	Total		Total		Total	8.14	Total		12.92
<i>Fifth Grade</i>											
Basal	7.94	6.44	Basal		Basal		Basal	5.29	Basal		6.03
Supplementary	2.65	8.19	Supplementary		Supplementary		Supplementary	3.83	Supplementary		4.38
Total	10.59	14.63	Total		Total		Total	9.12	Total		10.41
<i>Sixth Grade</i>											
Basal	11.71	9.13	Basal		Basal		Basal	9.35	Basal		7.28
Supplementary	3.08	8.42	Supplementary		Supplementary		Supplementary	3.99	Supplementary		2.88
Total	14.79	17.55	Total		Total		Total	13.34	Total		10.16
<i>Seventh Grade</i>											
Basal	11.55	9.89	Basal		Basal		Basal	10.72	Basal		8.27
Supplementary	.86	7.64	Supplementary		Supplementary		Supplementary	2.46	Supplementary		1.53
Total	12.41	17.53	Total		Total		Total	13.18	Total		9.80

COST OF BOOKS IN

GEORGIA			MISSISSIPPI			LOUISIANA			TENNESSEE		
<i>First Grade</i>											
Basal	\$.97		Basal		\$1.98	Basal		\$1.51	Basal		1.78
Supplementary	1.00		Supplementary		0	Supplementary		4.21	Supplementary		6.43
Total	1.97		Total		1.98	Total		5.72	Total		6.21
<i>Second Grade</i>											
Basal	1.35		Basal		.62	Basal		1.95	Basal		1.91
Supplementary	1.70		Supplementary		0	Supplementary		2.42	Supplementary		5.15
Total	3.05		Total		.62	Total		4.37	Total		7.06
<i>Third Grade</i>											
Basal	2.73		Basal		2.64	Basal		2.17	Basal		3.02
Supplementary	1.75		Supplementary		0	Supplementary		2.70	Supplementary		6.62
Total	4.48		Total		2.64	Total		4.87	Total		9.64
<i>Fourth Grade</i>											
Basal	3.57		Basal		3.22	Basal		5.90	Basal		4.57
Supplementary	2.03		Supplementary		0	Supplementary		2.89	Supplementary		6.86
Total	5.60		Total		3.22	Total		8.79	Total		11.43
<i>Fifth Grade</i>											
Basal	5.85		Basal		5.43	Basal		5.50	Basal		5.56
Supplementary	2.11		Supplementary		0	Supplementary		2.42	Supplementary		11.70
Total	7.96		Total		5.43	Total		7.92	Total		17.26
<i>Sixth Grade</i>											
Basal	7.62		Basal		5.49	Basal		6.95	Basal		6.68
Supplementary	2.34		Supplementary		0	Supplementary		2.50	Supplementary		11.21
Total	9.96		Total		5.49	Total		9.45	Total		17.89
<i>Seventh Grade</i>											
Basal	6.48		Basal		5.64	Basal		6.30	Basal		8.58
Supplementary	2.34		Supplementary		0	Supplementary		1.98	Supplementary		5.61
Total	8.82		Total		5.64	Total		8.28	Total		14.19

FIRST GRADE

ALABAMA		NORTH CAROLINA	
READING		READING	
<i>Basal</i>		<i>Basal</i>	
Free and Treadwell Primer..\$	.40	Child's World Primer.....	.42
Child's World Primer.....	.42	Reading Literature Primer....	.40
Elson-Runkel Primer.....	.47	Child's World First Reader..	.46
Free and Treadwell First		Reading Literature First	
Reader .....	.44	Reader .....	.44
Child's First Reader.....	.46	<i>Supplementary</i>	
The Silent Reading Hour		Story Steps Primer.....	.51
First Reader .....	.55	Story Hour First Reader.....	.45
		SPELLING	
		<i>Basal</i>	
		The Mastery of Words, Bk.	
		I38
		WRITING	
		<i>Basal</i>	
		Zaner Writing Method, Bk.	
		I09
		DRAWING	
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		<i>Basal</i>	
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READING	READING
<i>Basal</i>	<i>Basal</i>
Child's World Primer and	Child's World Primer..... .42
First Reader 1 Vol..... .60	Child's World First Reader... .46
<i>Supplementary</i>	<i>Supplementary</i>
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The New Howell First Read-	Reader49
er35	Natural Method Primer..... .56
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Practical Writing10	<i>Basal</i>
DRAWING	Graves Muscular Writing
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GEORGIA	MISSISSIPPI
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Child's World First Reader... .46	Child's World First Reader... .46
<i>Secondary Basal</i>	WRITING
Riverside First Reader..... .45	<i>Basal</i>
Buswell and Wheeler First Reader55	Practical Writing, Bk. I..... .10
WRITING	
<i>Basal</i>	
Zaner-Blosser, Book I..... .09	

FIRST GRADE

LOUISIANA	TENNESSEE
READING	READING
<i>Basal</i>	<i>Basal</i>
New Elson Primer48	Child's World Primer..... .40
New Elson Reader, I..... .52	Child's World First Reader... .45
<i>Supplementary</i>	<i>Supplementary</i>
The Winston Primer..... .42	Baker Thorndyke Primer..... .46
The Winston First Reader..... .42	Barnes Primer52
Free and Treadwell Primer..... .36	Bolenius Primer58
Free and Treadwell First Reader40	Calmerton-Wheeler Primer..... .42
Natural Method Primer..... .45	Elson Primer48
Natural Method First Reader48	Firman Moltby Primer39
Story Hour Primer..... .45	Free and Treadwell Primer..... .40
Story Hour First Reader..... .45	F. A. Owen Classics..... .18
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DRAWING	DRAWING
<i>Basal</i>	<i>Basal</i>
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SECOND GRADE

ALABAMA		NORTH CAROLINA	
READING		READING	
<i>Basal</i>		<i>Basal</i>	
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<i>Co-Basal</i>		WRITING	
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		Zaner Writing Method, Bk. II.....	.09
		DRAWING	
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		Industrial Art, Book I.....	.36
		MUSIC	
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		Progressive Music Series Book I.....	.68
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SECOND GRADE

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SECOND GRADE

GEORGIA	MISSISSIPPI
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ARITHMETIC	
<i>Basal</i>	
Little Folks Number Book.....	
SPELLING	
<i>Basal</i>	
Mastery of Words Book I.....	

SECOND GRADE

LOUISIANA	TENNESSEE
READING	READING
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<i>Supplementary</i>	<i>Supplementary</i>
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Natural Methods Second Reader..... .54	Bolenius Second Reader..... .69
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THIRD GRADE

SOUTH CAROLINA	FLORIDA
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ARITHMETIC	<i>Basal</i>
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GEORGIA	MISSISSIPPI
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THIRD GRADE

LOUISIANA	TENNESSEE
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The Winston Readers, Third Book	Baker Thorndyke Third Reader
Free and Treadwell Third Reader	Barnes' Third Reader.....
Natural Method Third Reader	Belenius Third Reader.....
Story Hour Readers, Third Book	Buswell-Wheeler 3rd Reader
New Barnes Readers Third Book	Calmerton - Wheeler Third Reader
ARITHMETIC	Elson Third Reader.....
<i>Basal</i>	F. A. Owen Classics.....
Wentworth - Smith School Arithmetic I	Firman Maltby Third Reader
SPELLING	Free and Treadwell Third Reader
<i>Basal</i>	Lewis and Rowland Third Reader
Horn Ashbaugh Spelling Bk.	GEOGRAPHY
WRITING	<i>Basal</i>
<i>Basal</i>	Shepherd's Geography for Beginners
Graves' Muscular Writing.....	<i>Supplementary</i>
MUSIC	Carpenter, Around the World With the Children
Rural Song Book.....	SPELLING
DRAWING	<i>Basal</i>
<i>Basal</i>	Mastery of Words I.....
Practical Drawing, III.....	WRITING
	<i>Basal</i>
	Graves' Muscular Writing III
	ARITHMETIC
	<i>Basal</i>
	New School Arithmetic I.....
	LANGUAGE
	<i>Basal</i>
	Oral and Written English I.....
	DRAWING
	<i>Basal</i>
	Augsburgs Drawing III.....

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FOURTH GRADE

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Brigham and MacFarlane Essentials of Geography	<i>Basal</i>
First Book, Part I..... 1.33	Elson, Good English I..... .52
HEALTH	SPELLING
<i>Basal</i>	<i>Basal</i>
Primer of Hygiene..... .48	Mastery of Words I..... .38
WRITING	ARITHMETIC
<i>Basal</i>	<i>Basal</i>
Practical Writing IV..... .10	Essentials of Arithmetic..... .61
DRAWING	GEOGRAPHY
<i>Basal</i>	<i>Basal</i>
Practical Drawing IV..... .15	Frye's Geography with Florida Supplement 1.20
MUSIC	WRITING
<i>Basal</i>	<i>Basal</i>
Hollis Dann Music, Fourth Year57	Graves' Muscular Writing IV09
	DRAWING
	<i>Basal</i>
	Industrial Art VIII..... .36
	DICTIONARY
	<i>Basal</i>
	The Winston Simplified Dictionary 1.20

FOURTH GRADE

GEORGIA	MISSISSIPPI
READING	READING
<i>Basal</i>	<i>Basal</i>
Kendall Fourth Reader.....	Child's World Fourth Read-
<i>Secondary Basal</i>	er ..... .73
Riverside 4th Reader.....	(Supplementary suggested if time permits).
Wheeler Literary Fourth	LANGUAGE
Reader	<i>Basal</i>
Child's World Fourth Read-	Elson-Runkel-Royster's Good
er	English, Book I..... .52
WRITING	GEOGRAPHY
<i>Basal</i>	<i>Basal</i>
Zaner-Blosser IV	McMurry-Parkins, Elemen- tary Geography 1.03
ARITHMETIC	ARITHMETIC
<i>Basal</i>	<i>Basal</i>
Wentworth-Smith, Primary	Smith's Progressive Arith- metic Primary ..... .49
Book (completed)	WRITING
LANGUAGE	<i>Basal</i>
<i>Basal</i>	Practical Writing IV..... .10
Modern Course in English	SPELLING
Book I	<i>Basal</i>
SPELLING	Bailey's Essential Words
<i>Basal</i>	Book I ..... .35
Mastery of Words I.....	
GEOGRAPHY	
<i>Basal</i>	
Brigham and MacFarlane	
Geography Book I.....	
1.33	

FOURTH GRADE

LOUISIANA	TENNESSEE
READING	READING
<i>Basal</i>	<i>Basal</i>
Bolenius Fourth Reader for Boys and Girls.....	Firman Maltby Fourth Reader.....
<i>Supplementary</i>	Baker Thorndyke Fourth Reader.....
Winston's 4th Silent Reader.....	Barnes Fourth Reader.....
Howe's Fourth Reader.....	Bolenius Fourth Reader.....
Baker Thorndyke's Every day Classics, 4th.....	Carpenter's Around the World with the Children.....
Story Hour Fourth Reader.....	Child's World Fourth Reader.....
New Barnes' Fourth.....	F. A. Owen Classics.....
ARITHMETIC	Free and Treadwell Fourth Reader.....
<i>Basal</i>	Haliburton Fourth Reader.....
Wentworth - Smith Arithmetic Bk. I.....	Lewis and Rowland Fourth Reader.....
SPELLING	Searson and Martin Fourth Reader.....
<i>Basal</i>	SPELLING
Horn Asbaugh Spelling Book.....	<i>Basal</i>
GEOGRAPHY	Mastery of Words.....
<i>Basal</i>	WRITING
Elementary Geography, Mc-Murry-Parkins.....	Graves' Muscular Writing IV.....
HEALTH	ARITHMETIC
<i>Basal</i>	<i>Basal</i>
Primer of Hygiene.....	New School Arithmetic, Bk. I.....
WRITING	LANGUAGE
<i>Basal</i>	<i>Basal</i>
Graves' Muscular Writing.....	Modern Course in English, Bk. I.....
LANGUAGE	GEOGRAPHY
<i>Basal</i>	<i>Basal</i>
McFadden, Language and Composition, Minimum Course.....	Brigham and MacFarlane Essentials of Geography, Book I.....
CIVICS	MUSIC
<i>Basal</i>	<i>Basal</i>
Our Community.....	Progressive Music.....
MUSIC	HEALTH
<i>Basal</i>	<i>Basal</i>
Rural Song Book.....	Health for Every Day.....
DRAWING	
<i>Basal</i>	
Practical Drawing IV.....	
Concise Dictionary.....	

FIFTH GRADE

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DRAWING		<i>Supplementary</i>	
<i>Basal</i>		Reading Literature V.....	.57
Industrial and Applied Arts		The Eugene Field Book.....	.72
No. V.....	.24	The Silent Reader V.....	.60
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<i>Basal</i>		LANGUAGE	
Webster's Elementary School		<i>Basal</i>	
Dictionary.....	1.14	Good English, Book II.....	.55
GEOGRAPHY		SPELLING	
<i>Basal</i>		<i>Basal</i>	
McMurray - Parkins Elemen- tary Geography.....	1.08	Mastery of Words I.....	.38
HISTORY		WRITING	
<i>Basal</i>		<i>Basal</i>	
Evans, First Lessons in A- merican History.....	.75	Zaner Writing Method.....	.09
LANGUAGE		DRAWING	
<i>Basal</i>		<i>Basal</i>	
Oral and Written Language		Industrial Art III.....	.36
Second Course.....	.49	MUSIC	
MUSIC		<i>Basal</i>	
<i>Basal</i>		Progressive Music Series, Bk. II.....	.72
Elementary Music.....	.72	HISTORY	
READING		<i>Basal</i>	
<i>Basal</i>		N. C. History Stories.....	.60
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<i>Suggested Supplementary</i>		The Merrill Geographic Read- ers III.....	.70
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HEALTH		School Arithmetic II.....	.75
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FIFTH GRADE

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Brigham and MacFarlane	HISTORY
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1.33	First Lessons in American
WRITING	History, Revised75
<i>Basal</i>	GEOGRAPHY
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MUSIC	<i>Basal</i>
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	V36
	DICTIONARY
	<i>Basal</i>
	Winston's Simplified Dic-
	tionary 1.20

FIFTH GRADE

GEORGIA		MISSISSIPPI
READING		READING
<i>Basal</i>		<i>Basal</i>
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<i>Basal</i>		McMurry - Parkins Elemen-
Wentworth Smith Interme-		tary Geography 1.03
diate Book60	ARITHMETIC
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Modern Course in English,		metic, Intermediate Bk..... .49
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HISTORY		<i>Basal</i>
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SPELLING		<i>Basal</i>
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ture56	

FIFTH GRADE

LOUISIANA	TENNESSEE
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<i>Basal</i>	<i>Basal</i>
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Elementary School Dictionary	1.14	Zaner Writing Method Book VI09
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SIXTH GRADE

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SIXTH GRADE

GEORGIA	MISSISSIPPI
READING	READING
<i>Basal</i>	<i>Basal</i>
Elson Sixth Reader.....	Bolton's Our State.....
<i>Secondary Basal</i>	Harris, Elements of Con-
Riverside Sixth Reader.....	servations.....
Wheeler's Literary Sixth	AGRICULTURE
Reader.....	<i>Basal</i>
Literary World Sixth Read-	Burkett, Stevens & Hill.....
er.....	LANGUAGE
WRITING	<i>Basal</i>
<i>Basal</i>	Good English, Bk. II.....
Zaner-Blosser No. 6.....	ARITHMETIC
ARITHMETIC	<i>Basal</i>
<i>Basal</i>	Smith's Progressive, Inter-
Wentworth - Smith Inter-	mediate.....
mediate Book.....	GEOGRAPHY
LANGUAGE	<i>Basal</i>
<i>Basal</i>	McMurry-Parkins Advanced
Modern Course in English,	Geography.....
Book II.....	SPELLING
HISTORY	<i>Basal</i>
<i>Basal</i>	Bailey's Essential Words,
First Lessons in Georgia	Book II.....
History, Evans.....	WRITING
CIVICS	<i>Basal</i>
<i>Basal</i>	Practical Writing VI.....
Old Europe and Young Amer-	
ica.....	
SPELLING	
<i>Basal</i>	
Mastery of Words, Bk. II.....	
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<i>Basal</i>	
Brigham and MacFarline,	
Book II.....	
HEALTH	
<i>Basal</i>	
Primer of Hygiene and Sani-	
tation.....	
AGRICULTURE	
<i>Basal</i>	
Benson and Betts.....	

SIXTH GRADE

LOUISIANA	TENNESSEE
READING	READING <i>Basal</i>
<i>Basal</i>	Elson Sixth Reader..... .72
Bolenius Sixth Reader..... .87	<i>Supplementary</i>
<i>Supplementary</i>	Baker Thorndyke Sixth..... .69
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McMurry-Parkins Advanced	Modern Course in Eng. II..... .60
Geography..... 1.43	WRITING <i>Basal</i>
HISTORY	Graves Muscular VI..... .09
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CIVICS	Mastery of Words..... .39
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Our Community..... .65	<i>Basal</i>
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SEVENTH GRADE

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Buhlig, Junior Eng. I.....	.86	<i>Supplementary</i>	
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GEOGRAPHY		The Silent Reader.....	.64
<i>Basal</i>		Courtship of Miles Standish.....	.21
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HISTORY		Good English, Book III.....	.59
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Mace - Petrie American		Mastery of Words, II.....	.32
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<i>Basal</i>		DRAWING <i>Basal</i>	
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HEALTH		MUSIC <i>Basal</i>	
<i>Basal</i>		Progressive Music Series,	
Haviland, Modern Physiolo-		Book IV	1.00
gy and Hygiene80	HISTORY <i>Basal</i>	
SCIENCE		A History of the People of	
<i>Basal</i>		the United States.....	1.05
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Hunter - Whitman Civic		Lands, Book 6.....	.69
Science Manual	1.14	Life of Robert E. Lee.....	1.23
CIVICS		Women in American His-	
<i>Basal</i>		tory75
Our Community and Its Oc-		Jackson's Life of Booker T.	
cupations70	Washington (for Negro	
LANGUAGE-FOREIGN		schools)90
<i>Basal</i>		CIVICS	
Introduction to Latin Part I..	.75	<i>Basal</i>	
or First French Book.....	.94	Elementary Community Civ-	
or Practical Spanish.....	1.39	ics	1.12
MUSIC		GEOGRAPHY	
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		<i>Basal</i>	
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		Science	1.00
		<i>Supplementary</i>	
		Our Bird Book	1.00

SEVENTH GRADE

SOUTH CAROLINA	FLORIDA
READING	READING
<i>Basal</i>	<i>Basal</i>
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<i>Supplementary</i>	<i>Supplementary</i>
Howe Readers VII.....	Every Day Classics VII.....
Studies in Reading VII.....	Silent Readers VII.....
Story Hour Readers.....	CIVICS
SPELLING	<i>Basal</i>
<i>Basal</i>	Good Manners and Right
Mastery of Words II.....	Conduct II.....
LANGUAGE	LANGUAGE
<i>Basal</i>	<i>Basal</i>
The English Language II.....	Elson, Good English III.....
ARITHMETIC	SPELLING
<i>Basal</i>	<i>Basal</i>
The English Language II.....	Mastery of Words II.....
Modern Advanced Arith-	ARITHMETIC
metic, Smith's.....	<i>Basal</i>
HISTORY	Hamilton, Essentials of
<i>Basal</i>	Arithmetic.....
History of the United States.....	HEALTH
GEOGRAPHY	Primer of Sanitation.....
<i>Basal</i>	HISTORY
Brigham's - MacFarlane's Es-	<i>Basal</i>
sentials of Geography.....	History of the People of the
HEALTH	United States.....
<i>Basal</i>	GEOGRAPHY
Primer of Sanitation and	<i>Basal</i>
Physiology.....	Frve's Higher Geography.....
CIVICS	WRITING
<i>Basal</i>	<i>Basal</i>
Our America with S. C. Sup-	Graves' Muscular Writing.....
plement.....	DRAWING
DOMESTIC SCIENCE	<i>Basal</i>
<i>Basal</i>	Industrial Arts.....
Elementary Home Econom-	DICTIONARY
ics.....	Winston's Simplified Dic-
AGRICULTURE	tionary.....
<i>Basal</i>	
Emerson and Betts Agri-	
culture.....	
WRITING	
<i>Basal</i>	
Practical Writing VII.....	
DRAWING	
<i>Basal</i>	
Practical Drawing VII.....	
MUSIC	
<i>Basal</i>	
Hollis Dann Music Course.....	

SEVENTH GRADE

GEORGIA	MISSISSIPPI
READING	HISTORY
<i>Basal</i>	<i>Basal</i>
Elson Seventh Reader..... .83	Wan't Mississippi History..... 1.00
<i>Secondary Basal</i>	HEALTH
Riverside Seventh Reader..... .68	<i>Basal</i>
Wheeler's Literary 7th..... .80	Winsolw's Healthy Living
Literary World ..... .86	II
WRITING	LANGUAGE
<i>Basal</i>	<i>Basal</i>
Zaner-Blosser Writing Meth- od VII ..... .20	Elson-Marsh-Roysters Good
ARITHMETIC	English III..... .59
<i>Basal</i>	HISTORY
Wentworth Smith Advanced Arithmetic ..... .64	<i>Basal</i>
LANGUAGE	Mace - Petrie American School History 1.25
<i>Basal</i>	GEOGRAPHY
Modern Course in English II ..... .60	<i>Basal</i>
HISTORY	McMurry-Parkins Advanced Geography 1.43
<i>Basal</i>	SPELLING
History of the People of the United States 1.10	<i>Basal</i>
SPELLING	WRITING
<i>Basal</i>	<i>Basal</i>
Mastery of Words II..... .32	Baileys Essential Words..... .35
GEOGRAPHY	WRITING
<i>Basal</i>	<i>Basal</i>
Brigham and MacFarlane's Geography II 1.87	Practical Writing VI..... .10
HEALTH	
<i>Basal</i>	
Winslows Healthy Living..... .92	

SEVENTH GRADE

LOUISIANA	TENNESSEE
READING	READING
<i>Basal</i>	<i>Basal</i>
Bolenius Seventh Reader..... .72	Elson Seventh Reader ..... .83
<i>Supplementary</i>	<i>Supplementary</i>
The Winston Seventh Silent Reader..... .63	Baker Thorndyke 7th..... .76
Every Day Classics..... .66	Barnes Seventh..... .97
Story Hour Readers ..... .69	Crane and Wheeler 7th..... .33
ARITHMETIC	F. A. Owens Classics ..... .18
<i>Basal</i>	New Geographical Reader
Wentworth - Smith Arith- metic III ..... .75	Europe ..... .87
SPELLING	Searson and Martin 7th..... .78
<i>Basal</i>	WRITING
Horn Ashbough Spelling Book ..... .40	<i>Basal</i>
GEOGRAPHY	Graves Muscular Writing..... .09
<i>Basal</i>	ARITHMETIC
McMurry-Parkins Advanced Geography 1.43	<i>Basal</i>
HISTORY	Jones and Rogers New School Arithmetic ..... .66
<i>Basal</i>	<i>Supplementary</i>
American History 1.15	Everyday Arithmetic ..... .35
HEALTH	HISTORY
<i>Basal</i>	<i>Basal</i>
Primer of Sanitation ..... .88	McGee's History of Tenn., one-half year ..... .87
LANGUAGE	Seates School History of Tenn., one-half year..... .83
<i>Basal</i>	CIVICS
McFadden, Language and Composition, Maximum Course ..... .70	<i>Basal</i>
MUSIC	Elementary Community Civ- ics, with Supplement, one- half year 1.03
<i>Basal</i>	Common Sense of the Con- stitution, 1-2 year ..... .52
Rural Song Book..... .27	SPELLING
	<i>Basal</i>
	Mastery of Words II..... .39
	GEOGRAPHY
	<i>Basal</i>
	Brigham - MacFarlane's Geography II 1.70
	<i>Supplementary</i>
	Carpenter's Geog. Readers
	Europe, S. A. each..... .87
	LANGUAGE
	<i>Basal</i>
	Applied Eng. Grammar..... .79
	DRAWING
	<i>Basal</i>
	Industrial and Applied Arts
	VII ..... .21
	MUSIC
	<i>Basal</i>
	Progressive Music Series..... .66

SUGGESTED CHANGES IN TEXT BOOKS

ELEMENTARY SCHOOLS

First Grade

	Yes	No
Eliminate:		
The Silent Reading Hour, First Reader.....	15	5
One other Reader	10	10
One primer	11	11

Second Grade

Eliminate:		
The Silent Reading Hour, Second Reader.....	12	6
One other reader	8	10

Third Grade

Eliminate:		
One basal reader	12	5
Substitute:		
The Silent Reading Hour, Second Reader for The Silent Reading Hour, Third Reader (3rd Reader considered too hard for the grade)	18	3

Fourth Grade

Eliminate:		
One basal reader	9	9
Substitute:		
The Silent Reading Hour, Third Reader for Lewis & Rowland Silent Fourth Reader	15	4

Fifth Grade

Eliminate:		
One basal reader	14	7
Substitute:		
Lewis & Rowland Silent Fourth for Silent Fifth Reader.....	15	3
Change English at end of adoption.....	11	3

Sixth Grade

Eliminate:		
One basal Reader	16	4
Agriculture for Southern Schools.....	13	4
Preparing for the World's Work.....	12	6
Substitute:		
Lewis & Rowland Silent Fifth Reader for Lewis & Rowland Silent 6th Reader	12	5
All supplementary work used in elementary grades to be supplied from libraries or other sources.....	7	

JUNIOR HIGH SCHOOL

First Year

	Yes	No
Eliminate:		
Our Community and Its Occupations.....	23	5
Civic Science Manual.....	26	3
Civic Science in Home and Community (To be used second year).....	30	1
Add Spelling Book to be used 3 years.....	36	1

Second Year

Eliminate:

Community Civics and Rural Life or Community Civics for City Schools	18	9
Civic Science Manual	21	9
Change English at end of adoption	27	6

Third Year

Eliminate:

Lord, Rational Arithmetic	23	10
20th Century Bookkeeping and Accounting. (Use in Sr. High)	33	2
20th Century Bookkeeping and Accounting, Students Outfit, Practice Set	33	2
Commercial and Industrial Geography	18	9
Change English at end of adoption	28	6
Change Algebra at end of adoption	23	8

SENIOR HIGH SCHOOL

First Year

Eliminate:

Laboratory Manual in Biology (Place on Teachers desk)	23	5
Southern Field Crops (In industrial centers and city schools)	34	1
Change English at end of adoption	19	8
Change Plane Geometry at end of adoption	16	16

Optional:

Victory Historical Map and Outline Book for Early European History	22	3
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Second Year

Eliminate:

Bays, Business Law	15	12
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Third Year

Eliminate:

Animal Husband (In cities and industrial centers)	30	0
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Optional:

Victory Historical Map and Outline Book for American History	24	2
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THE STATE OF ALABAMA

LEGISLATURE OF 1927

REPORT OF RECESS JUDICIARY COMMITTEE

State Capitol,
Montgomery, Alabama.

To the Legislature of Alabama:

We, your Recess Committee on Judiciary, respectfully submit the following report of our work.

After the organization of the Committee, a questionnaire was sent to the Bench and Bar and Press of Alabama, seeking information upon matters which the Committee deemed important for its consideration. A copy of said questionnaire, with the letter which accompanied the same, is attached to this report and marked "Exhibit A."

The Committee received some five hundred replies, mostly in writing, and mostly from members of the bench and bar. These answers are being filed in the Department of Archives and History for future reference by those interested in the various subjects discussed.

A great many matters have been brought to the attention of the Committee, and sometimes accompanied by proposed bills, not included in the

questionnaire, and many valuable recommendations have been made to the Committee by the bench and bar, for which we are duly grateful.

I. JURIES. Your Committee recommend that the State and the defendant have an equal number of strikes in criminal and quasi-criminal cases; and a bill has been prepared to that end. A minority report on this subject has been made, and is attached to this report marked "Exhibit B."

The Committee found against the proposition of less than unanimous verdicts.

No change has been recommended in the manner of selecting juries; except where venires are exhausted it is recommended that the judge fix the number to be drawn and summoned in accordance with the law; and the statute is amended to that effect.

The Committee have found that many jury commissioners do not place in the jury box the names of all persons qualified under the law for jury service, and we recommend that the jury commissioners of the several counties be more diligent and careful, to the end that all citizens of the county possessing the prescribed qualifications have the privilege and perform the duties of jury service; and to that end the Code is amended so as to make it mandatory that this be done. This will make for a more wholesome respect for the courts and the jury system and for better citizenship.

2. PLEADINGS. Your Committee find that our present system of pleadings, and the settling of the pleadings in the courts, while not all that might be desired, is sufficient. The forms of indictments and of criminal procedure, and the forms of complaints and of pleas and of civil procedure which appear in the Code can scarcely be improved upon; and, inasmuch as the bench and bar are familiar therewith, it is probably best not to disturb them.

3. APPEALS. Your Committee have spent much time and labor in the consideration of speeding up the final determination of both criminal and civil litigation, and particularly to cutting out delays between the time of commission of crime and its final adjudication in the courts, and to this end we have made some changes on the subject of appeals.

(a) We recommend that the reporter's transcript be made the bill of exceptions, and a bill has been prepared putting that recommendation into practical application.

(b) Your Committee recommend that the time for presenting all bills of exception, in both civil and criminal cases, be fixed at forty-five (45) days; and that the time in which bills of exception shall be approved by the trial court be fixed at thirty (30) days; and bills have been drawn to this end.

(c) Your Committee recommends that the appellate court having jurisdiction of criminal and quasi-criminal cases on appeal shall call the docket once each sixty (60) days during term time for the submission of criminal cases over the entire State. Bills have been drawn covering these subject-matters.

(d) We recommend that the transcript to the Supreme Court on all appeals must be filed within thirty (30) days from the completion of the transcript by the clerk; and a bill has been prepared to that end.

4. TRIALS. Your Committee recommends only three changes in this respect.

(a) That, in order to put the trial court in error when an objection is sustained to a question propounded to a witness, it shall not be necessary to state the substance which it is thereby intended to prove, unless required by the court.

(b) It shall not be necessary, in order to put the court in error, to move to exclude the answer of a witness, where the court overrules an objection to the question, if the answer is responsive to the question.

(c) That severance, as a matter of right, in misdemeanor cases, be denied; and all matters of severance in such cases be within the discretion of the trial court; and a bill has been prepared to this end.

5. SOLICITORS. Your Committee is of the opinion that all circuit solicitors should be taken out of civil and equity practice and required to devote all their time to the investigation and prosecution of crime. We find that, in order to reach that end, the salaries of the circuit solicitors would have to be materially increased, and further find that the State would have to be re-circuited into two, or more, judge circuits in order to occupy the full time of a competent solicitor. The Committee found that this would be impracticable, if not impossible, at this time, inasmuch as it would result in displacing some of the judges and solicitors. The term of office of judges and solicitors will expire at the same time, eight years from now; and we recommend that the next Legislature re-circuit the State into two or more judge circuits, and that the solicitors be required thereafter to devote their full time to the business of the State. Another reason for this recommendation is that we find that the work done by the several judges is greatly disproportionate. A few are over-worked, and many are under-worked. We find some complaint of crowded dockets, and two counties—Madison and Covington—have bills pending in the Legislature to create separate circuits for these counties. The cost of maintaining circuit courts in these counties alone would be too great; but we do find that these two counties need some relief. Some further statements will be made under the subject of "Courts" pertinent to this question.

Your Committee have seen fit to recommend that all solicitors, county solicitors, deputy solicitors, and their law partners, be prevented from engaging in certain litigation, to-wit: (a) That they shall not engage in the trial of any divorce case; (b) that they shall not engage in the trial of any civil cause founded upon, growing out of, or involving, any criminal charge or the violation of any criminal law. And bills have been drawn in accordance therewith.

Circuit solicitors have had a recent raise in salary. County solicitors are, in most cases, not receiving sufficient compensation, and inasmuch as they are taken out of the above classes of civil and equity practices, the Committee have recommended certain increases in their salaries, and a bill has been drawn to that end.

We have decided that no solicitor, county solicitor or deputy solicitor should be permitted to defend any criminal case in any court in the State, and we submit a bill to that effect.

6. CIRCUIT COURTS. We refer to certain statements made relative to courts in paragraph 5 hereof, and in addition thereto state as follows:

Your Committee recommend that the circuit judges call the dockets for the trial of criminal cases in the several counties four times per year.

We recommend that the salaries of the circuit judges be set and fixed at five thousand dollars (\$5,000) per year, and that they be allowed their actual expenses incurred in holding court in counties other than the counties of their residences, not to exceed five hundred dollars (\$500.00) per year; and bills have been drawn to that effect.

Your Committee have found two grave complaints against the conduct of the circuit courts:

(a) That the judges neglect their equity dockets.

(b) That the judges do not give to the counties other than the counties of their residences the necessary time and attention in disposing of the business of the courts. We find that the dockets are congested more in non-resident counties. And these facts have led the Committee to the conclusion that the above expense account should be allowed, hoping that it will serve to remedy these conditions.

Your Committee do not want to be understood as being critical of the present judges of the courts. They are industrious, intelligent and conscientious. But they are human.

We find that congested condition, in counties where such conditions obtain, is largely due to the fact that such counties have no misdemeanor courts and the circuit court dockets are burdened with minor misdemeanor cases.

7. APPELLATE COURTS. Your Committee have seriously considered the situation and practical operation of the Supreme Court and the Court of Appeals. We are of the opinion that the Court of Appeals should not be abolished, and that the membership of the Supreme Court should not be increased. Your Committee recommend that the Court of Appeals be given final and exclusive jurisdiction in criminal, quasi-criminal, habeas corpus, and extraordinary remedies affecting criminal cases. Provided, however, that in capital cases where the death penalty or imprisonment for life is imposed, the Supreme Court may review the opinion and judgment of the Court of Appeals by a writ of error. And that, where the validity of a statute is involved, or a Constitutional question raised, the court may certify such questions to the Supreme Court, or the litigant may invoke review by the Supreme Court. Bills to this effect have been drawn and recommended. As stated above, the Court of Appeals will be required to call their docket for the submission of cases from all the counties of the State once each sixty (60) days during term time.

We recommend that the judges of the Court of Appeals be paid an annual salary of six thousand five hundred dollars (\$6500) per year.

Your Committee recommend that the salaries of the chief justice and associate justices of the Supreme Court be set and fixed at the sum of Seventy-five hundred dollars (\$7500) per year.

The Committee desire to render their thanks to the Justices of the Supreme Court, and the Judges of the Court of Appeals for their assistance in furnishing information to this Committee.

The above-stated provisions relative to said courts will speed up the submission and consideration of criminal and quasi-criminal cases, and will relieve the much-complained-of rule of certiorari, and relieve some friction and lost motion in allotment of cases and complications that arise therefrom. It will not make possible conflicting lines of opinion, for the reason that the jurisdiction of the two courts will be independent.

Bills have been drawn that carry these provisions into effect.

8. SENTENCES. Your Committee are of the opinion that no change should be made in our general rule of indeterminate sentences, or of fixing punishment in the minor felonies.

Your Committee recommend that it be made a felony where the evidence shows that the defendant has in his possession five (5) gallons or more of the prohibited liquors or beverages and a bill has been prepared to that end.

Some features of the Baumes law have been recommended, to the end that professional criminals may be dealt with severely; and a bill has been drawn and recommended to this end.

9. WORKMEN'S COMPENSATION ACT. Your Committee have spent considerable time and thought upon this subject, reaching the following conclusions, which have been embodied in a bill amendatory of the Workmen's Compensation Act or the pertinent sections of the Code dealing with that subject:

(a) That the waiting period be reduced to and fixed at seven (7) days.

(b) That medical and hospital expenses be raised to and fixed at two hundred dollars (\$200).

(c) That the basic rate of compensation be fixed at sixty per cent (60%) of the average weekly earnings of the injured party, not to exceed

(\$12) per week; provided, however, that each dependent child under the age of (18) years shall increase the primary maximum two dollars (\$2) per week, and not to exceed the total maximum of eighteen dollars (\$18) per week.

(d) That the injured party does not have to obtain permission from the court to employ attorneys; that the attorney's fees in non-litigated cases shall not exceed ten per cent (10%) of the compensation, the same to be charged against the injured party; in litigated cases the attorney's fees shall not exceed twenty per cent (20%) of the compensation recovered, the additional ten per cent (10%) of which shall be taxed against the party responsible for the litigation, and in the sound discretion of the court.

(e) The maximum in death cases is raised from five thousand dollars to six thousand dollars.

(f) The rate of compensation payable to dependents in death cases has been raised commensurate with the compensation in cases of injury.

10. **UNIFORMITY OF LAWS.** Your Committee recommend that a bill be passed creating a commission on uniformity of laws similar to the commissions existing in other States, and to that end have recommended the proper bill. We have also recommended for passage the Uniform Bills-of-Lading Law, the Uniform Extradition Law, and the Uniform Sales Law. Proper bills have been recommended.

It is the sense of your Committee that the encouragement of the adoption of uniform laws is important; and the Committee wishes here to tender to the Honorable Henry Upson Sims their thanks for his uniform kindness and valuable assistance to the Committee in our efforts along these lines.

11. **DIVORCE.** Other than the recommendation of the Committee relative to solicitors engaging in divorce practice, the Committee recommend only one change, and that in regard to alimony. We recommend that where a divorce is granted it be not mandatory upon the courts to provide alimony out of the estate of the husband, but that it be within the sound discretion of the trial court, and to that end a bill has been recommended amending the pertinent section of the Code, changing the word "must" to "may."

13. **HOUSE AND SENATE BILLS.** Your Committee have given consideration to all bills pending before the Judiciary Committee of the House and all bills pending before the Judiciary Committee of the Senate, and have given favorable recommendation to certain of the bills and unfavorable recommendation to others. These bills deal premiscuously with such general subjects as usually come before the Judiciary Committees of the House and Senate, and do not call for special mention in this report. Some of the pending bills deal with some of the subject-matters which are reported herein.

Your Committee have considered a number of matters constituting independent bills, amendatory bills, and revisionary bills, the most important of which are as follows:

14. Your Committee made investigation of certain departments of the State Government which touch the investigation of crime and the enforcement of law- to-wit: The Law Enforcement Department, the Attorney General's Department, and the activities of the Executive Department, under Article X of Chapter 25 of the Code. The law provides that the Governor may employ not exceeding thirty men in the Law Enforcement Department. We find that there is a force of thirty-five men employed, and, apparently, the five extra men are employed by virtue of said Article X of the Code. This article deals solely with calling out police and employing men in cases of riot and such extraordinary occurrences, and was never intended by the Legislature as authority to maintain a standing constabulary. It seems that some of these men are now being carried as a part of the Attorney General's force and being paid out of the Attorney General's Fund. Much money is now being expended in what has been called "under-cover" work, and at the present time the Law Enforcement Department, the Attorney General's Office, and the Governor's office are spending at the rate of about

\$140,000.00 per year in the name of "Law Enforcement" and "Under-cover Work."

This Committee is not in sympathy with a costly system of espionage, and, to that end, has limited the expenditures of the Attorney General's Office by proposed bill to seventy-five hundred dollars (\$7500.00) per year as against the former unlimited expenditures.

We find that the Law Enforcement Department has been employing thirty-five to thirty-nine men, whereas it could legally employ but thirty, and that it has not only exhausted annually the \$100,000.00 per year appropriated for its maintenance, but has exhausted the prohibition fund, and has drawn and is drawing heavily on the unlimited Attorney General's fund. The Attorney General is spending in the spy system operated from his office about the rate of \$1400.00 per month, and these warrants are all drawn payable to the Attorney General.

This Committee does not want to be critical of any of the personnel of these departments, and is not unsympathetic with enforcement of law. What we are criticising is the enormous expenditure of money, the strained construction of statutes, and the juggling of accounts against the different funds in order to get and spend more money than is contemplated by law.

This Committee has not dealt with, and does not undertake to express itself, on the wisdom *vel non* of the existence and operation of the Law Enforcement Department. But we do condemn the overlapping jurisdiction of law enforcement officers, and the web-like spread of a spy system over our people.

15. Your Committee has found that in many sections of the State prosecutions for violations of the statutes against theft, embezzlement, false pretenses, breach of trust, and kindred offenses, have been handicapped by the fear of damage suits resulting in cases of acquittal, and we have, therefore prepared and recommend for passage a bill providing, in effect, that where prosecution in such cases is begun on the written recommendation of a prosecuting officer or by a grand jury indictment, no suit for damages for malicious prosecution shall be maintained.

16. Your Committee has recommended some wholesome changes in the arson law, and in the perjury law, which appear in the bills recommended by us on these subjects.

17. Your Committee has recommended a bill providing, in substance, that public officials in Alabama who have had to do with the prosecution of any criminal shall not accept compensation to procure his pardon or parole, and the bill provides adequate penalty for the violation of the statute.

18. Your Committee has recommended several bills making more severe the statutes against violations of the prohibition laws, to-wit:

(a) A bill making it a felony to possess, et cetera, five or more gallons of the prohibited liquors.

(b) A bill to authorize the seizure and sale of automobiles containing prohibited liquors, although not proven to have transported said liquors.

(c) A bill to include horse, mule, or other animal in the contraband class.

(d) A bill to provide more severe punishment on the second and subsequent violation of the prohibition law.

19. Bills have been recommended and are under process of preparation, dealing with inmates of the Insane Hospital and the Home for the Feeble Minded, on the subject of sterilization.

20. Your Committee has recommended a bill providing that severance in misdemeanor cases may be had upon application to the court only, to be granted or denied within the sound discretion of the court.

21. A bill is recommended requiring the clerks of the circuit court to re-summon witnesses in criminal cases, thereby preventing in many cases improper delays by continuance.

22. A bill has been recommended providing for the sale in certain cases of homesteads for the education of the children of a deceased person, and bills amending the pertinent statutes to that end.

23. Your Committee has carefully considered the salaries of the clerk and secretarial forces of the Supreme Court and the Court of Appeals, and has made certain adjustments and increases in the salaries of these forces. This is also true of the Supreme Court and Court of Appeals Reporter.

24. Your Committee has found that, under the direction of the Legislature of 1923, the Code Commissioner sectionized and made a part of the Code, under appropriate title, most of the Acts of the Legislature of 1923, which were passed after July 10th, 1923, which constituted the general laws. These sections of the Code have not been legally adopted and are not legal expressions of the law, but were placed in the Code for the convenience of the bench and bar. Your Committee has, therefore, drawn a bill and recommend its passage legalizing all sections of the Code as now existing in the four volumes of the Code of 1923, which have not been repealed or modified.

Without criticism upon the Honorable James J. Mayfield, deceased, but with expressions of love and high respect your Committee finds that the index to the Code is not all it should be, and we, therefore, recommend that a committee of the Legislature be raised to deal with the subject-matter of re-indexing the Code or having the same done.

25. Numerous bills have been written and recommended for passage dealing with curative matters and correction of substantive law, as well as administrative law, which does not call for special mention in this report.

Your Committee has not always been of the same mind on the many questions considered, and the members of the Committee, although they signed this report, which embodies the majority action of the Committee, do not feel themselves bound to support on the floor of the House and Senate all the measures recommended.

We, therefore, respectfully submit this report, this the sixth day of June A. D., 1927.

Travis Williams,

Chairman.

Oliver Young,

L. H. Ellis,

J. M. Bonner,

(On the part of the Senate).

James A. Simpson,

Vice-Chairman.

L. A. Sanderson,

Paul O. Luck,

W. T. Starnes,

Marion Richard Vickers,

Guy W. Winn,

Robt. B. Harwood,

D. T. Ware,

(On the part of the House).

W. C. Davis,

Lieutenant-Governor.

March 4th 1927.

My Dear Sir:

You will find enclosed copy of questionnaire sent out to the Bench and Bar of Alabama. It is the purpose of the Recess Judiciary Committee to find if the courts can be made more efficient, costs of administration reduced, and final determination of litigation speeded up. Time elapsing between the commission of crime and final adjudication and punishment should be shortened. All this must be accomplished, if at all, without the sacrifice of judicial prestige or loss of respect for our courts.

We invite your assistance to the end that what we do may be of benefit and be consonant not only with the best thought of the Bench and Bar but of the thoughtful layman, public press, and business and industrial interests of the State.

Yours very truly,
Travis Williams,
Chairman.

Enclosure.

(Exhibit A, page 1, Report of Recess Judiciary Committee of both Houses, Alabama Legislature, June 6, 1927.)

Montgomery, Alabama,
March 4, 1927.

To the Bench and Bar of Alabama:

The Recess Judiciary Committee will sit during vacation in the Senate Chamber at Montgomery, beginning March 15th, 1927. You are earnestly requested to give the Committee the benefit of your views on the following matters relating to the Judiciary:

1. JURIES. (a) What changes, if any, do you favor in the present jury law? (b) Should the State and defendant have an equal number of strikes in criminal cases? (c) Do you favor unanimous verdicts.

2. PLEADINGS. (a) Do you favor common law pleadings or statutory pleadings: (b) Should the Supreme Court be given authority to prescribe forms of indictments, complaints and pleas? (c) Should all pleadings be settled before the case is set for trial on its merits?

3. APPEALS. (a) Should appeals be denied in cases involving less than one hundred dollars? (b) Within what time should appeals be taken, bills of exceptions tendered, and approved by trial judge? (c) Should reporters' transcript constitute the bills of exceptions? (d) How can the time be shortened between the commission of crime and its final adjudication?

4. TRIALS. (a) Should all instructions of court to jury be in writing? (b) What changes, if any, should be made in court's conduct of cases, especially criminal cases?

5. SOLICITORS. (a) Should solicitors be permitted to practice law, other than representing the State or some of its departments? (b) Should solicitors be required to devote full time to investigation and prosecution of crime (c) What should the salary of solicitor be? (d) Should solicitor be required to file briefs in criminal appeals?

6. CIRCUIT COURTS. (a) Should the Circuits be re-arranged? (b) Should all circuits be two or more judge circuits? (c) How often should criminal dockets be set and called? (d) Are your dockets congested and why? (e) What should be the salary of the circuit judge?

7. APPELLATE COURTS. (a) Should the Court of Appeals be abolished or should it be constituted the Court of Criminal Appeals, or should it be retained as it now exists? (b) Should the number of Supreme Court Justices be increased or decreased? (c) What should be the salaries of the Supreme Court and Court of Appeals members? (d) How often should the divisions be called for the submission of cases?

8. SENTENCES. (a) Should there be any change in the present rule and law of indeterminate sentence? (b) Should the juries fix the punishment in minor felonies?

9. WORKMAN'S COMPENSATION ACT. (a) Should it be repealed, extended, modified, or amended? (b) If so, state reasons.

10. UNIFORMITY. (a) Should there be a State Commission on "Uniformity of Laws" to function with the Alabama Bar Association and National Association? (b) Do you favor encouraging uniformity of laws? (c) If so, what laws?

11. **DIVORCE PRACTICE.** (a) Do you favor the trial of all divorce cases in open court and the taking of testimony therein *ore tenus*? (b) Should the solicitor be required to appear in all divorce cases as a representative of society? (c) Should newspaper publication be required in all divorce proceedings?

12. Please point out to the Committee all necessary revision of laws or amendment of statutes which you have in mind and submit prepared bills.

Very respectfully,
Travis Williams, Chairman,
Recess Judiciary Committee.

(Exhibit A, page 2, Report of Recess Judiciary Committee of both Houses, Alabama Legislature, June 6, 1927.)

To the Honorable Members of the State Senate and of the Legislature of the State of Alabama:

We, the undersigned members of the Joint Judiciary Recess Committee of the Senate and House of the State of Alabama most respectfully report unto your Honorable bodies, that we firmly and sincerely believe that the State of Alabama in the trial of criminal cases have some advantages accorded it, which in many ways offsets the advantage of the defendant afforded him under section 6841 and 6845 of the Civil Code of Alabama 1923, Volume 4, in regard to strikes in the mode of selecting and empanneling juries in criminal cases and we believe that said sections of the Code and said law as the same now is, is right and just and should not be amended and we respectfully file the foregoing as a minority report of said committee.

L. A. Sanderson,
W. T. Starnes,
D. T. Ware,
Guy W. Winn,
L. H. Ellis,
Paul O. Luck,

(Exhibit B to report of Recess Judiciary Committee of the two Houses, Alabama Legislature, June 6, 1927).

REPORT OF THE JOINT RECESS COMMITTEE ON AGRICULTURE

To the Legislature of Alabama: The President of the Senate and the Speaker of the House:

Your Joint Recess Committee on Agriculture begs leave to submit the following report in compliance with the directions of the legislature in creating such committee:

Our report is made in the form of several bills, which represent the best opinion of this committee, after visiting various sections of the State and enquiring into the needs and wishes of the people of such sections, that will be of the greatest benefit to the State as a whole and to agriculture especially.

The first is a bill to be entitled an Act:

"For the purpose of finding out new scientific facts in regard to the use of fertilizer for farm and truck crops, the adaptation and improvement of varieties of crops, the establishment and improvement of pastures, the production of feed and forage crops, the economic production and management of livestock, the production of fruit, vegetables, nuts and citrus fruits, the control of insect pests, plant and livestock diseases, and other similar important agricultural and economic problems having for their object the development of a more permanent, more profitable and diversified agriculture, there is hereby created and provision made for the maintenance of sub-agricultural experiment stations, one upon each of the four main large soil types of the state as represented in the Tennessee Valley, the Black Belt, the

Wiregrass, and the Culf Coast area; to create a commission to locate said sub-stations and to provide for its per diem and expenses; to provide for the carrying on of research work on experimental fields in different parts of the State; to make appropriations to the Board of Trustees of the Alabama Polytechnic Institute for carrying out the purposes of this Act; to provide for the administration and direction of this work; to authorize and empower county boards of revenue or county commissioners, or other bodies having similar jurisdiction in the several counties of the state, individuals, firms, organizations, corporations, companies or municipalities to make donations and appropriations for the purchase of land and equipment for said sub-stations; to authorize the Board of Trustees of the Alabama Polytechnic Institute to accept such donations."

The second is a bill to be entitled an Act:

"To provide for the establishment of a demonstration farm at or near each of the state secondary agricultural schools of Alabama, to provide for the necessary physical plants and equipment for such farms, to authorize and empower county boards of revenue or county commissioners or other bodies having a similar jurisdiction in each county to appropriate funds for aiding in the purchase of land and equipment for said farms, to make appropriation for the maintenance of said farms and provide for their management and control."

The third is a bill to be entitled an Act:

"To make it unlawful for any domestic animal to run at large in the State of Alabama; to declare the liability of the owner of, or of the person having the possession, custody or control of, any domestic animal running at large in the State of Alabama; to define the meaning of the words "domestic animal" and of the word "person" as used in this Act; and to provide the repeal of all laws, both general and local, in conflict with this Act."

The fourth is a bill to be entitled an Act:

"To provide for the inspection of dairy farms and milk plants, and for the grading of the milk and cream output of such establishments."

The fifth is a bill to be entitled an Act:

"To abolish the branch agricultural experiment station located near Uniontown, in Perry County, Alabama known as the Canebrake Agricultural Experiment Station and to provide for the distribution of the property thereof."

The sixth is a recodification of what is known as the Agricultural Code, which will be presented to the legislature by the Code Commissioner appointed under the provision of an Act of the legislature for the purpose of such recodification.

(Signed)

R. J. Goode, Chairman
R. F. Hall, Vice Chairman
Sibley Holmes
O. S. Justice
W. G. Allen
J. T. Sanders
J. B. Stanley,
W. E. Ringer
C. Kirkpatrick
H. M. Caffey
S. A. Burns
J. A. Parish
L. S. Golson
W. O. Shivers
F. M. Nixon
Jno. P. Hampton.

REPORT OF HOUSE RECESS COMMITTEE ON GAME, FISH, AND FISHERIES AS APPROVED BY COMMITTEE

To Mr. Speaker and the House of Representatives of the 1927 Legislature.

We, your recess committee on Game, Fish and Fisheries, beg leave to report:

In pursuance with your directions, we have investigated the natural wild life of this State, including game animals, game birds, fur-bearing quadrupeds, fresh water fish, salt water fish, shrimp, and oysters. We have sought first hand information with reference to these subjects in the several parts of the State, holding hearings with local sportsmen and with those interested in the subjects.

We have found that practically all forms of natural life are being rapidly depleted. All of the causes of this depletion cannot be definitely ascertained.

However, one of the prime factors is the activity of man hunting in the fields and forests and fishing upon the waters of our State. We have sought to remedy this condition in some instances by further restricting these activities and attempting to artificially increase the supply of wild life. Particularly with reference to fish; we have recommended that the State install a number of fish hatcheries to be built out of funds of the Conservation Department, derived through a license on sport fishing.

We fear, however, that the further restriction of hunting and fishing, however rigidly enforced, and the releasing of game in our fields and forests and the artificial planting of fish in our streams, may not be sufficient to overcome the depletion of our wild life resources.

In the committee's opinion, one of the greatest factors in the depletion of our wild life resources is the destruction of our forests and the burning of the vegetation in the fields and forests and the failure to plant cover crops on tilled lands. It is commonly accepted among the sportsmen of the State that the destruction of the fields and forests destroys thousands of the smaller game, destroys their hiding places from their natural enemies, and destroys their food, or the basis of their food.

The destruction of the vegetation is equally as detrimental in the committee's opinion, to the fish life of our streams. Vegetation being the basis of fish food, the clearing and cultivation of the lands, the cutting of the timbers and burning of vegetation of fields and forests has depleted our streams of fish food. Their absence from the streams today is largely due to the inability of the fish to find the sustenance of life in our streams.

A striking illustration of the effect of vegetable matters in the streams can be found at Wilson and Martin Lakes, where before construction of the dams forming these impounded waters, there was comparatively little fish life, and within a short time after the erection of these dams, fish have congregated in these impounded waters in quantities that seem to defy the ability of man to diminish. These dams catch the vegetation flowing in the streams, hold it there, and in course of time, it is converted into available food for fish. It is for this reason, that these lakes, and other similar lakes, abound in fish, while only a few miles away on the same streams, there are comparatively few fish.

The comparatively inexhaustable quantity of fish in the Mobile and Baldwin waters of our State is accounted for on the same basis. There, the land is comparatively level and the currents comparatively slow. The vegetable matters from other parts of the State are permitted to settle in the beds of these streams, and are soon in an available form for fish food.

Jefferson County holds approximately one fifth of the population of the State for the simple reason that there, the available sustenance of life is abundantly found. For the same reason, fish abound in our impounded waters and in the streams of our coastal plains.

The destruction of the vegetation of the fields and forests has still a further effect upon the fish life of our waters. The vegetation, if permitted to remain, would retard the waters during the rainy season, and permit it to gradually flow into the streams, carrying with it decaying vegetable matters; but, when through want of a cover crop, or through the destruction of the vegetation by burning of the forests, the fields and forests are left bare during the rainy season, the waters rush in torrents into the streams, carrying the ash of the burned fields and forests, and the silt of the bare fields. These two substances are deleterious to fish life, rendering the waters unfit for their propagation and habitation.

Your committee has therefore recommended such regulations of hunting and fishing, and such propagation of the natural wild life of the State as we believe best conducive to their conservation. We believe these recommendations will greatly retard the destruction of our wild life resources. However, we would especially emphasize our fear that this will not be sufficient to overcome their destruction, that we cannot hope to replenish our fields, forests and streams without a systematic and scientific program of conservation of our soils and of our forests. We would recommend that our huntsmen and fishermen unreservedly bend their efforts to the conservation of soils and forests.

The conservation of forests and soils will not only materially aid in the replenishment of the natural wild life resources of our fields, forests and streams, but will add millions to the wealth of the State of Alabama. This phase, however, of the destruction of the wild life resources of the State, your committee cannot attempt to regulate.

Our recommendations, therefore, are directed to further regulating the activity of the huntsmen and fishermen and to the planting of game in our fields and forests, and fish in our streams; and are embodied in a bill to be entitled An Act, etc., introduced by the chairman of this committee.

Our recommendations, in addition to attempting a further restriction of the sport hunting and fishing, deal also with the commercial phase of our wild life resources, to the end that they may be further developed.

We would call your attention to the fact that the fur industry of Alabama from coon, fox, mink, beaver, and other fur-bearing animals, is now annually bringing into the State more than three million dollars. Under the proper supervision and regulation as outlined in the proposed bill, we can reasonably expect this to be greatly increased.

No available figures are obtainable on the value of commercial fresh water fish. The value of this industry to the State, however, is surprising. It is hoped that the regulations proposed in our bill will put this industry on a sounder basis and increase its value to the State of Alabama.

The oyster industry of this State, through negligence on the part of the State, (not of any of its officials), and abuse on the part of those engaged in it, has been practically wiped out. A few years back, our waters produced several hundred thousand barrels annually. During the season 1926-1927, less than one hundred thousand barrels were taken from our waters. Strong measures will be necessary to rebuild this industry.

The shrimp industry, while not fully developed, is in better condition than the oyster industry.

The industry, as it affects other salt water fish, has had practically no assistance or attention from the State of Alabama. Nor has any effort been made to develop this industry by the comparatively few people engaged in it. However, at present, the industry is bringing approximately one million dollars into the State of Alabama annually.

Properly fostered by the State, and with the co-operation of those engaged in it, the seafood industry can be multiplied many fold.

May we call your attention to the fact that the seafood industry of Christfield, Maryland, for the year 1926, amounted to over forty-one millions

of dollars, the oyster industry alone bringing to that city more than twenty-four million dollars. Christfield is the second city of the Chesapeake Bay in the oyster industry. Our oyster bottoms and salt waters are capable of equalling the Chesapeake Bay in productivity of sea foods.

Your committee has especially dealt with the sea food industries, creating a commission and giving to it powers which we believe, if properly exercised, will place the sea food industry on a sound, economic basis, and in a few years, make it one of the important industries of this State, bringing to the State and to its people millions of dollars, and furnishing to them a valuable food.

The oyster shells, shrimp hulls and refuse from the fish industry are valuable fertilizer products. If this phase of the industry were properly developed, it would greatly reduce the cost of fertilizer to our farmers. Louisiana is energetically undertaking a program to conserve the fertilizer value of her sea food products and confidently expects to reduce the cost of fertilizer to her people as much as twenty percent or more.

Your committee cannot too strongly urge this Legislature and the people of Alabama to give more serious thought and more determined effort to the preservation and development of Alabama's wild life resources.

Respectfully submitted,
 Mark L. Jeter, Chairman,
 Jesse L. Jordan,
 W. C. Beebe
 F. G. Mullen,
 W. M. Brunson
 John A. Darden
 John T. Bartlett
 C. B. Hightower, Sr.
 T. W. Howell
 H. L. Reeder.

REPORT OF HOUSE RECESS COMMITTEE ON PUBLIC BUILDINGS AND INSTITUTIONS

LETTER OF TRANSMITTAL

To the Legislature of Alabama:

We, your Committee on Public Buildings and Institutions, having completed our labors, hand you herewith the report of our findings and recommendations.

We wish to express our appreciation to the teachers and directors of the various institutions of Alabama for their kind and able assistance in compiling this report.

We further desire to acknowledge our gratitude for the able assistance given us by the State Board of Administration and the Hon. J. Lee Long, Speaker of the House.

S. B. Sanders, Chairman,
 J. D. L. Byars, Vice-Chairman,
 D. F. Anderson,
 F. E. Burleson,
 Eugene W. Carter,
 George Frey,
 D. G. W. Hollis,
 John C. Morrow,
 N. E. Stewart,
 W. G. Welden,

Committee.

J. C. Harrison, Secretary.

The House Recess Committee on Public Buildings and Institutions, authorized by House Resolution No. 60 and House Bill No. 95 and appointed by Speaker J. Lee Long to make a thorough canvass and inspection of all State buildings, pursuant to the purpose for which it was created has visited the County High Schools, State Secondary Agricultural Schools, State Normal Schools for White Persons, State Normal Schools for Negroes, School for Deaf White Persons, School for Blind White Persons, School for Deaf and Blind Negroes, Alabama School of Trades and Industries, State Training School for Girls, Boys' Industrial School, University of Alabama, Alabama Polytechnic Institute, Alabama College, Old Soldier's Home, School for Mentally Deficient, Insane Hospital for White Persons, Insane Hospital for Negroes, Reform School for Negro Boys, the various State Prisons, the Governor's Mansion, State Capitol and all State buildings at the Capitol, together with all other property belonging to the various institutions herein named.

Not only did each individual institution visited by us receive detailed inspection as to its physical condition, its capacity to furnish the necessary accommodation for which it was intended and its probable immediate needs, but an effort was made when practicable to get in touch with the citizens of the communities supporting these institutions with a view of obtaining their attitude relative to the further disposition or enlargement of the physical properties of each such particular plant.

The Committee traveled thousands of miles, inspected the buildings, grounds and equipment of more than one hundred institutions, conferred with several hundred teachers and citizens and on April 29th, the itinerary having been completed, the Committee reconvened in the House of Representatives, at the Capitol, to begin the making of this final report.

The Committee during its entire itinerary was given the most cordial welcome by citizens and school authorities, who by their endorsement and most timely aid greatly facilitated the consummation of the work, for which we are profoundly grateful.

During our travels over the state we have been impressed with the great need which exists throughout the various educational institutions, especially with regard to more and better buildings and equipment for doing the immense amount of work which is expected of all such institutions in Alabama today.

By closely considering the figures which are here presented from first-hand information obtained by our visit to each of the state-owned institutions in Alabama it may be readily seen that our state is much more wealthy in the matter of physical properties than might have been generally known, but owing to increased demands upon them there still exists a striking shortage in general equipment.

By a study of the following tables it may be ascertained that Alabama's public buildings and state-owned institutions are worth over \$44,000,000, exclusive of the great docks at Mobile and all highways and bridges. The state docks at Mobile alone are valued at upward of \$10,000,000.

In certain instances the value of school lands was not ascertained.

GENERAL TABLE

<i>Name of Institution</i>	<i>Value</i>
Alabama Polytechnic Institute, Auburn.....	\$1,804,051
Alabama College, Montevallo	1,069,200
University of Alabama, Tuscaloosa.....	1,682,775
Daphne Normal	85,600
Florence Normal	508,954
Jacksonville Normal	435,000
Livingston Normal	250,000

Troy Normal	333,400
Montgomery Normal (Col.)	242,650
Abbeville Agricultural School	30,350
Albertville Agricultural School	104,050
Athens Agricultural School	77,220
Blountsville Agricultural School	65,350
Cuba Agricultural School	50,000
Evergreen Agricultural School	28,575
Hamilton Agricultural School	90,100
Lineville Agricultural School	63,000
Jackson Agricultural School	29,995
Sylacauga Agricultural School	132,800
Wetumpka Agricultural School	110,000
Alabama School of Trades and Industries	130,000
Training School for Girls, Birmingham	349,000
Training School for Boys, Birmingham	441,823
Institute for Deaf and Dumb, Talladega	330,000
Institute for Blind, Talladega	160,000
Institute for Deaf and Dumb, Talladega (Col)	85,000
Negro Reform School, Mt. Meigs	129,500
Negro A. & M. College, Huntsville	327,000
Bryce Hospital	2,023,200
Searcy Hospital	373,270
Alabama Home for Feeble-Minded	314,800

COUNTY HIGH SCHOOL PROPERTY

Autauga	\$ 18,550
Baldwin	47,000
Barbour	18,850
Bibb	25,800
Blount	36,000
Bullock	32,200
Butler	36,200
Calhoun	23,000
Chambers	36,500
Cherokee	19,600
Chilton	50,050
Choctaw	22,000
Clarke	13,000
Clay	17,000
Cleburne	15,200
Coffee	68,200
Colbert	26,000
Conecuh	21,000
Coosa	13,450
Covington	34,500
Crenshaw	22,575
Cullman	82,650
Dale	97,000
Dallas	23,200
Dekalb	38,200
Elmore	80,000
Escambia	58,000
Etowah	60,000
Fayette	50,000
Franklin	31,500
Geneva	55,000

Green	50,000
Hale	20,500
Henry	22,000
Houston	24,500
Jackson	37,100
Jefferson	120,000
Lamar	25,000
Lauderdale	40,000
Lawrence	46,000
Lee	20,000
Limestone	21,200
Lowndes	14,500
Macon	22,850
Madison	33,200
Marengo	19,500
Marion	30,000
Marshall	26,000
Monroe	20,510
Montgomery	125,000
Morgan	58,000
Perry	25,350
Pickens	33,850
Pike	17,900
Randolph	20,500
Russell	32,250
Shelby	27,400
St. Claire	31,450
Sumter	41,000
Tallegea	22,800
Tallapoosa	26,000
Tuscaloosa	60,000
Walker	53,000
Washington	34,000
Wilcox	8,500
Winston	18,850
Total	\$2,400,935

RECAPITULATION

Value of Higher Institutions of Learning	\$ 4,556,026
Value of Normal School Property	1,855,604
Value of Agricultural School Property	757,245
Value of High School Property	2,400,935
Value of Elementary School Property	9,986,225
Other State Schools	1,952,323
Municipal Public Schools (Approx.)	15,000,000
Total School Property	\$36,508,358

OTHER STATE PROPERTY

Hospitals and State Homes	\$ 2,762,770
Penitentiary Properties	3,118,199
Capitol Buildings and Grounds	1,764,000
Governor's Mansion	60,000
Grand Total	\$44,213,327

HIGHER INSTITUTIONS OF LEARNING

UNIVERSITY OF ALABAMA—The growth of the University of Alabama has been so phenomenal within the last few years that the amount allotted to it for buildings does not seem, in the opinion of the Committee, adequate for its needs, and we recommend that the Legislature give this matter serious consideration. We find the enrollment 2484 and the capacity of dormitories is 1345.

ALABAMA POLYTECHNIC INSTITUTE.—The Alabama Polytechnic Institute at Auburn is in practically the same condition as the University. It has more students than it has room to take care of them, and we suggest that the Legislature give it what relief, in its opinion, is fair and just to take care of this condition, provided the money is available. The enrollment is 1632 and the capacity is 800.

ALABAMA COLLEGE—The Alabama College at Montevallo is in practically the same condition as the University and the Alabama Polytechnic Institute. The student body has increased so rapidly that in our opinion the buildings are inadequate for the needs, and we suggest that the Legislature give it what relief it can to remedy this condition, provided that in its opinion the money is available. The present enrollment is 742 and the capacity is 650.

STATE NORMAL SCHOOLS

We find that practically all of the State Normal Schools are greatly overcrowded and each needs more room to take care of the student body. We recommend that the Legislature give them such relief as, in its opinion, will be just and proper, provided the funds are available.

COUNTY HIGH SCHOOLS AND SECONDARY AGRICULTURAL SCHOOLS

We note that Alabama has many good county high schools, located to advantage in their respective localities and each doing excellent work, considering the cramped conditions which exist.

Quite a few of the buildings are inadequate for the present and ever-increasing need, and many others need repairs which should be made as early as possible in order to prevent further loss.

Our Secondary Agricultural Schools are doing good work in some localities, while in certain others they are not functioning properly. Agriculture being Alabama's chief industry more stress should be placed on this particular line of educational work.

In addition to what is already being done, we are convinced that vocational agriculture and home economics should be taught in each county high school in the state, and we recommend that these schools be properly equipped for doing this work successfully.

Such a course, we believe, will make agriculture more generally attractive and thereby prevent the exodus from the farm. These schools forming, as they do, the stepping stones to the higher institutions, are very important factors in our educational system. We therefore further recommend that the State lose no time in making them what they should be, provided available means for this purpose will, in the opinion of the Legislature permit, and then require that the work be done, or the state appropriations withdrawn.

RURAL AND ELEMENTARY SCHOOLS

The rural schools of our State present one of our greatest problems, but the conditions have been such and are such, even yet, that the number

cannot be materially decreased at present. However, we should build with an eye ever toward future consolidation.

We feel that our greatest responsibility is to our schools which have the great task of training the pupils in elementary grades. We recommend that these schools receive first consideration in appropriations for education.

We believe that it is the first duty of the State to give every child an opportunity to obtain an elementary education. Better school houses and longer terms for our elementary schools will insure fundamental training in the most important period of the lives of our young people. This will produce a progressive citizenship throughout the State that will in the future be able to meet the problems of education.

The best insurance for the future of our higher institutions of learning is the growing perfection of our system of elementary schools.

ALABAMA SCHOOL OF TRADES AND INDUSTRIES

This school was established to educate and train our white boys and young men in all the useful and industrial occupations, trades and callings for which they may have talent and ambition. By building on the broad business basis of the pupil employing a part of his time in "earning while learning" the institution hopes to at least be partially self-sustaining.

Of the sixty boys now in attendance, who have enrolled since the school opened in September, 1925, thirty will graduate at the end of the first two-year term.

This school is teaching brick-laying, printing and linotyping, cabinet-making, carpentering, pattern-making, applied electricity and painting. We are informed that other trades will be added as soon as building, equipment and maintenance funds can be had.

We recommend that the Legislature make an appropriation for equipping, maintaining and enlarging this institution, provided that in its opinion available funds will permit.

The property is now valued at \$130,000 and has been found entirely inadequate to meet the demands being made upon it.

SCHOOLS FOR THE BLIND AND DEAF

There are four hundred and eighty-five students at these two schools, 265 in the school for the deaf and 120 in the school for the blind. These children should have every consideration and every opportunity possible to aid them in overcoming their unfortunate deficiencies.

The buildings are inadequate and the demand is ever increasing.

The present Legislature is to be commended for the appropriation at its adjourned session of \$300,000 for buildings to be erected at these schools, which amount is all that will be asked for during this quadrennium.

The school for the deaf has eighteen acres of land, with buildings and equipment is valued at \$330,000. The school for the blind has seventeen acres, which with buildings and equipment is valued at \$160,000.

INSANE HOSPITALS AND ALABAMA HOME

During the last quadrennium, in addition to the upkeep of the property, the management has spent at the Bryce Hospital, \$559,400 and at the Searcy Hospital \$87,200 for lands buildings and equipment. A considerable part of the money put into these improvements, as well as all of that going into a large dormitory now being built at an approximate cost of \$100,000 and sufficient to accomodate two hundred fifty women, has been saved from the maintenance fund and farm operations.

By close economy, without sacrificing efficiency, and by the help of the farm, garden, dairy and savings from the maintenance fund, the management hopes to carry on the building program without calling upon the legislature for supplementary appropriations.

We have at the Bryce Hospital 1534.67 acres of land, which with all buildings and equipment is valued at \$2,023,200. At the Searcy Hospital we have 2182 acres of land, which with all buildings and equipment is valued at \$372,270.

There are 2238 white and 1142 negro patients in these hospitals.

The Alabama Home for the Feeble-Minded is a new institution. Its buildings and equipment are far from adequate for the needs of the present population, but in spite of this fact, much progress is being made. There are now 289 in this home, and 125 applications waiting.

The property value of the institution is \$314,800.

OLD SOLDIER'S HOME

The Old Sollier's Home at Mountain Creek should be kept up and everything possible should be done to make it a real home for the few and fast-diminishing representatives of that magnificent army who wore the gray and later builded, from the ashes of a wasted country, under unthinkable difficulties, a united and glorious South.

STATE PRISONS

In the matter of the various state prisons we have found what appears to us to be ample provisions at each such camp for taking care of the number of convicts generally employed there and sufficient conveniences for conducting the State's business relating to all such prisons.

Most of the buildings being used as residences by officials employed at the various prison camps are in fairly good condition.

ALABAMA BOYS' INDUSTRIAL SCHOOL

The Alabama Boys' Industrial School, in the opinion of the Committee is doing a great work. Besides regular school work, it gives military and moral training, teaches music, agriculture, baking, dairying, laundry work, tailoring, cement and concrete work, painting and ordinary sanitary and repair work for the up-keep of the institution. We recommend that the State make an appropriation necessary for the building, equipment and repairs of this school, provided that in the opinion of the Legislature sufficient money is available. The entire holdings, including 136 acres of land and all buildings are valued at \$448,823.40.

STATE TRAINING SCHOOL FOR GIRLS

In the opinion of our Committee the State Training School for Girls is doing a good work, but like some of the other institutions, the material equipment is not sufficient to carry this work forward as it should. We recommend that the Legislature make an appropriation, provided that in its opinion the money is available, to take care of this institution in a more adequate way than has been done in the past. There are now in this school 167 girls. The entire plant, including 66 acres of land, is valued at \$349,000.

REFORM SCHOOL FOR NEGRO BOYS

This school is located at Mt. Meigs, Montgomery County. It was established to provide a place for the education and training of delinquent negro boys. There are now 315 of these boys being cared for. Special stress is

placed on training in agriculture and the industries. The entire plant is valued at \$129,500.

We recommend that the Legislature make an appropriation to assist this school in the work it is doing, provided that in its opinion sufficient funds are available.

SCHOOL FOR THE NEGRO BLIND AND DEAF

This school, being under the same management as that of the white blind and deaf, is doing excellent work for these unfortunate negro children of the State.

We recommend an appropriation for this school, provided that in the opinion of the Legislature the money is available.

GENERAL RECOMMENDATIONS

We recommend that no more frame school houses be erected in Alabama, where it is practicable to build more permanent structures calculated to meet every demand of the most modern spirit of architecture. We further recommend that the state insist on larger school land holdings, conveniently located and well drained; that all school grounds be kept clear of rubbish and other unsightly obstructions so that they may be made, as nearly as possible, models of cleanliness and beauty.

We heartily commend the State school authorities for their policy of building school houses on the one-story unit plan.

We recommend that ample appropriations be made for the maintenance of all state-owned buildings, and that the heads of the various institutions be held responsible for, and required to report annually, the condition of all physical properties under their charge.

We believe that proper maintenance of our existing properties is sound business and is of equal importance with the continuance of our building program.

REPORT OF THE RECESS COMMITTEE ON BANKING AND INSURANCE

To the 1927 Legislature of Alabama:

Mr. Speaker:

Your Recess Committee on Banking and Insurance, after making an exhaustive examination and study of the present Insurance Laws, recommend the following:

1. We have had a great deal of trouble in finding out what is a violation of the insurance laws. There are so many conflicting sections and bills that we think it is absolutely essential that all present and future laws enacted by the present legislature be codified. We are therefore submitting for your earnest consideration the following bill to be entitled an Act: "To provide for the codification, publication and distribution of the insurance laws of the State of Alabama."

2. We have carefully studied the taxation features of various insurance companies, associations and societies, and without intending to interfere with the recommendations of the Ways and Means Committee we think that in addition to the taxation laws now imposed that all insurance companies, organizations and societies, of whatever kind, nature or character that are writing insurance out of which they are making a profit that these companies, associations or societies should contribute the same share of taxation to our Government for the protection that they now enjoy. We are, there-

fore, recommending the following bills, believing they will raise considerable additional revenue which can be used for the cause of education.

(a) A Bill to be entitled An Act: "To further provide for the organization and supervision of fraternal benefit societies, their agents, superintendents and organizers and other local representatives by whatever name called in this State; and to provide for the levying and collecting of licenses and taxes on the business of such fraternal benefit societies and to provide for the licensing of agents, superintendents and organizers and other local representatives of such fraternal benefit societies and to provide penalties for the violation of this act."

We want to emphasize that this bill does not apply to any benevolent society or fraternal organization whatever operating in this or any other state that is being operated for strictly charitable or benevolent purpose and that we are opposed to any taxation on organizations operating that class of society. However, it is the intention of this bill to ask that such companies, associations and societies that issue certificates or policies on citizens of this state granting loan, paid up, or extended insurance equities shall be required to pay just as other insurance companies do. It is our opinion after investigation that the rate so charged by such associations are similar, or so similar, to stock and mutual life insurance rates that they should not be discriminated against by allowing them any lower taxation than other insurance companies writing similar business.

(b) A Bill to be entitled an Act: "To provide for the taxes and fees of reciprocal or inter-insurance exchanges as defined in Article three of Chapter 306 of the 1923 Code of Alabama." It is inconceivable to us that this class of insurance companies should come into our state and insist that they are not in business for profit. We are informed and believe after careful investigation that their officers and associations are making tremendous amounts of money on this business written in this state and are enjoying the protection of our Government and therefore we think that it is nothing but right that they pay such taxes and fees as other insurance companies and associations.

(c) A Bill to be entitled An Act: "To provide the rate of taxes of mutual insurance companies other than life." We think that after careful investigation that this class of insurance companies should pay the same rate of taxation as other competing companies because they are in the business for making money and enjoy the protection of our Government the same as other insurance companies and associations.

3. We also recommend a Bill to be entitled An Act: "To regulate the writing of group life insurance in Alabama, and to provide a penalty for violation of this act." At the present time there are five sections in our Code prohibiting the writing of group life insurance in Alabama, which the insurance department is failing to enforce because they contend that it is not right for foreign insurance companies to be allowed to write this class of business when our home companies are strictly prohibited from doing so. As there is no way we can prevent other companies from writing this class of business and believing in being fair to our home companies we, therefore, recommend this bill. As there seems to be a great demand for this class of business in Alabama and a great number of people who would not be able to avail themselves of protection in any other way we think for that reason it should be recommended. However, we do not think that the tax payers should be called upon to pay from the taxes paid into our public treasurer for the protection of state, city or county employees inasmuch as they are not working for private corporations. We do not believe that the tax payers should be called upon to pay any part of the insurance protection for their public officers. However, if such public officers and employees care

to carry this class of insurance and pay the full premiums themselves we see no objection, and have so incorporated in our bill.

4. We recommend a Bill to be entitled An Act: "To provide a method of valuation for securities of life insurance companies." It is our opinion that some uniform regulation along this line is necessary. This Bill has been adopted in practically all states and is used by most of the life insurance companies operating in Alabama.

5. We also submit the following companion bills:

(a) A Bill to be entitled An Act: "To prohibit the superintendent of insurance or deputy superintendent, or employees of the insurance department from being financially interested directly or indirectly in or by any insurance company doing business within the state of Alabama and to provide penalties for violation thereof."

(b) A Bill to be entitled An Act: "To prohibit the state fire marshal, deputy state fire marshal or any employee in the office of the state fire marshal from being financially interested directly or indirectly or employed directly or indirectly in or by any insurance company doing business within the state of Alabama, and to provide penalties therefor." The state fire marshal requested our Committee to recommend this, believing that it would avoid criticism of any employee of the department by prohibiting any employee in these two important offices from favoring certain insurance companies over others in which they may be interested.

6. We submit a bill entitled An Act: "To regulate the sale of lightning rods; to provide for a permit to be issued by the insurance commissioner of the State of Alabama, to fix a license for each county in the state, to fix a maximum privilege tax to be levied by any city or town, to provide penalties for the violation of the provisions of this act and to repeal all laws or parts of laws general or special in conflict with this act." We have had persons come before our committee who have stated to us that the farmers of the state are being fleeced by unscrupulous salesmen of lightning rods. We have been informed that these lightning rods are not properly constructed or installed and have added greatly to the fire hazards by lightning and for that reason we think that strict regulation as to the kind of material used, the installation of equipment or other methods of using same should be better regulated if tolerated at all.

7. We also submit a Bill to be entitled an Act: "To amend Section 8434 of the Code of Alabama of 1923." At present mutual fire insurance companies are examined by the insurance department at the expense of the department. We have changed this so that in the future all examinations of such companies will be paid by the company so examined.

8. We submit a Bill to be entitled An Act: "To amend Section 8390 of the Code of Alabama of 1923." At the present time under the above section the insurance department has the right to examine reciprocal exchanges but he has no right to find out the names and addresses of its members if he so desires. We earnestly recommend that you give the insurance commissioner the authority to inquire into the affairs of such reciprocal and in addition allow him, if in his discretion he thinks it necessary, the right to find out who are the members of said reciprocal exchanges and what are their addresses in order that he may the more effectively determine the liabilities, assets and financial condition of such companies.

9. We recommend a Bill to be entitled An Act: "To amend Section 8430 of the Code of Alabama of 1923." This section at present allows mutual fire insurance companies when they have acquired one hundred thousand dollars (\$100,000.00) capital to quit writing their policies with an assessment feature in them. We have amended this section by striking out this provision and requiring mutual insurance companies to be mutual in fact as

well as in name, and we deem this advisable for the safety of their policy holders.

10. We submit a Bill to be entitled An Act "To change the name of the office of state fire marshal to the "Department of State Fire Prevention"; the directing head shall be known as the state fire commissioner and his assistants shall be known as deputy fire commissioners and change all laws to same." The fire marshal requests that this name be changed so he will not be regarded as a police officer and will not be hindered in his investigations by reason of people being afraid to confide confidential matters about crooked fires to him. We think his suggestion is well taken and we so recommend it.

11. We also recommend a Bill to be entitled An Act: "To provide for the organization, operation and supervision of fire insurance rate making bureaus; to provide for a review of rates and rules fixed by such bureaus for insurance upon property in this state; to prohibit discrimination in such rates; to regulate all agreements between fire insurance companies or their agents affecting such rates; and empowering the Superintendent of Insurance to reduce fire insurance rates, and providing for penalties for violation." We have had before us in our investigation numerous cases where we thought that certain people or classes of people were being discriminated against in fire insurance rates. We take the position that fire insurance is a public necessity, without which no one can afford to own any property, and we think that certainly the people who buy such a public commodity should be entitled, if they are being discriminated against to have an opportunity of expressing their side to some department of public supervision and if their claims are proven just to have an adjustment. At the present time the fire insurance companies can raise their rates at will and the people are compelled, by the necessity of the protection, to take whatever rate these companies decide to give them.

We have found one case where one organization had written over one hundred and fifty (150) letters, of which it had copies and showed to our Committee, to such rate making bureaus over a period of three years trying to get them to give it a square deal. We have found other cases of similar character and we think that the people are entitled to some protection from such abuses.

We have, therefore, drawn a bill creating a general supervision over the fire insurance rates so promulgated in Alabama. We do not propose to make the rates for the insurance companies in this bill but we do propose in cases where such rates are not just and fair and show discrimination that the insurance commissioner has the right, on his own motion, to summon such rate making bureaus before him to show cause why such discrimination should not be adjusted. This law that we propose is already in force in the State of Virginia and is doing a great deal of good in that State and does not work any especially hardship on the insurance companies operating there, nor has it increased the rates of the policy holders in that State. Similar laws are at present time enforced in Louisiana, Mississippi, South Carolina, Indiana and in a number of other states.

We believe that this bill will do more for the masses of people than any other insurance measure we could enact.

12. We submit a Bill to be entitled An Act: "To amend Article 11 of chapter 306 of the Code of 1923 by amending sections 8523, 8524 and 8525 of the said Code of 1923." These three sections of the present Code require the insurance commissioner to keep a register of all policies containing such certificates as will enable the superintendent of insurance to compute their value at any time. The insurance department has the right to examine and does examine each year every insurance company to ascertain just such matters. We do not feel that it is necessary to add additional clerks in

the insurance department to do this tremendous amount of work when the insurance companies can do it at their own expense and, therefore, we are recommending that these sections be amended so as to relieve the insurance department of this unnecessary duplication of effort.

13. We also submit a Bill to be entitled An Act: "To amend Article 5 of chapter 306 of the Code of 1923 by amending Sections 8396 and 8402 of the said article 5 of chapter 306 of the Code of 1923." This is the re-enactment of the 1907 Mutual Aid and Industrial Bill, which was passed and inadvertently left out of the Code. It merely seeks to strengthen such mutual aid societies and designates the deposits necessary with the insurance department and the manner of operation of such societies. We think that in justice to the people who buy these forms of contracts that this bill should be passed.

14. We also submit a Bill to be entitled An Act: "To further define the business of mutual aid, benefit and industrial insurance companies or association." It is the intent of this bill to define mutual aid, benefit and industrial insurance companies or associations insofar as they relate to contract medical, dental and surgical attention. If this contract medical practice in Alabama is continued we think this bill, or one similar to it should be enacted.

15. We submit a Bill to be entitled An Act "To define the business of burial companies, associations and societies; to provide for the better regulation of such companies, associations and societies and to fix a standard of solvency for such companies, associations and societies and to provide penalties for violation of this act." This bill seeks to regulate and establish a standard of solvency for such burial associations as are organized for the profit of certain individuals or corporations, and we think that this bill should be passed.

16. We also recommend a Bill to be entitled An Act: "To prohibit the writing of fire insurance in Alabama by unlicensed or unauthorized companies or associations or their agents; to declare any such policies or contracts void and unenforceable; and to fix penalties for violation of this act by either such companies or associations or their agents." This bill seeks to have all fire insurance written on property in Alabama by companies qualified to do business in Alabama. It will safeguard the interest of thousands of people who have been placing their insurance in unauthorized companies and failing to collect from such companies when they had a loss. It will also insure the collection of the taxes levied upon such premiums and fix a sure way of collection.

17. We also recommend a Bill to be entitled An Act: "To amend Section 963 of the Code of Alabama of 1923." This allows all of a special tax assessed upon the insurance companies for the maintenance of the Fire Marshal Department to be used by the department only. Inasmuch as this provision was asked for a special and specific purpose we think that it nothing but fair that this be done.

18. We submit a Bill to be entitled An Act: "To repeal sections 7534 to 7597 both inclusive of the Code of Alabama of 1923." Eight years ago when the present Workmens' Compensation Law past in Alabama it was the agreement between all parties concerned, so our Committee was informed, that at the next session of the Legislature this act would be so amended as to really compensate the workman. Nothing has been done and all efforts to amend it have met with bitter opposition by certain interests. We think that the present compensation law is entirely inadequate and we, therefore, think that inasmuch as the Legislature has refused so far to amend this that it is to the best interest of all parties that every section of the present Workmens' Compensation Law be immediately repealed and we are so recommending.

19. We also submit a Bill to be entitled An Act: "To provide for the organization, regulation and operation of Farm Mutual Fire Insurance Associations."

20. After giving due consideration to the operation, during the past four years, of the State Fund Insurance Law we recommend that it be continued and not repealed.

We have considered compulsory insurance and the Committee has voted against any bill or recommendation that has been presented to the Committee.

We recommend for the purpose of encouraging the development of domestic insurance companies, that the one per cent (1%) gross premium tax imposed on domestic insurance companies be removed, provided the finances of the state are such that the removal of this tax would be consistent.

For the information of the Legislature this Committee has considered more than two hundred measures and recommends for passage the above twenty-one.

We desire to bring to the attention of the Legislature the Bureau of Insurance, and to point out that this is one of the most valuable and serviceable Departments of the State Government, principally as to services rendered the citizens of the State, and incidentally as a revenue producing Department. The revenues produced by this Department show the greatest net revenue, in comparison with expense of management, of any of our State Departments.

Your Committee has given much study to the operation of this Department of Government, and it is with much pleasure that we report that this Department is being most efficiently and economically conducted. Our investigations show that the duties of the Department are largely technical in that it is a supervising and regulatory department of all insurance activities in the State.

We are impressed with the legislative act setting forth the qualifications of the Superintendent of Insurance and would point out that two separate legislatures have clearly shown the intent of the legislature to prescribe the qualifications for the officer in charge of this important department. He must (1) "Be a person having had actual experience in the business of insurance," and must be (2) "A person of practical knowledge and experience and executive ability in the business of insurance."

Your Committee desires to emphasize the fact that The Alabama Bureau of Insurance, during the past four years has become nationally recognized as a most efficient and well functioning Department. In the National Convention of Insurance Commissioners, Alabama is given the chairmanship of the most important committee, the Executive Committee, and also assigned to several of the more important committees of that Convention; it may be said in passing that the Convention was organized in 1871 and its worth is recognized by all of the states, as is evidenced by the state laws requiring the use of the uniform statement blanks, etc., of the Convention.

In our deliberations, we have had the most earnest cooperation of the Superintendent of Insurance, and we have no apologies for the statement that we believe that the present Superintendent of Insurance, Frank N. Julian, is giving to the state a service that for efficiency stands out as an example of faithfulness to all of the people of the state! he has a thorough understanding of the higher technical nature of the great business of insurance, and while firmly enforcing the laws he is at all times courteous and considerate. During his incumbency of the office, it is pleasing to learn that the Department has not been forced into litigation of any kind, but by a safe and sound administration the Department has saved for the people of Alabama thousands of dollars, both in the matter of insurance coverages and in securing adjustment of claims of policy holders.

We take this opportunity to commend the Department and its chief officer, and to earnestly hope that the services already inaugurated may be continued and we express our thanks to the Department for the many courtesies shown the members of this Committee, and for their untiring, helpful and efficient services rendered during our deliberations.

Respectfully submitted,
Recess Committee Banking and Insurance.
By J. T. Johnson, Chairman.

REPORT OF THE RECESS COMMITTEE ON PUBLIC ROADS AND HIGHWAYS

June 7, 1927.

Hon. W. C. Davis,
Lieutenant Governor
Hon. J. Lee Long, Speaker
House of Representatives
State Capitol
Montgomer, Ala.

Honorable Sirs:

We, the Recess Committee on Public Roads and Highways beg to make the following report:

Pursuant with your instructions, the Committee as appointed by you have met at stated intervals, and we have made thorough investigations of the problems confronting the Legislature regarding the construction, maintenance and repair of the roads and highways.

After a careful study of the several bills which had been referred to this Committee by the first session of this Legislature, and after consulting with the Highway Commission, the Committee decided to go into as many counties as possible and practicable and ascertain the true conditions existing, relating to the disposition of the funds allotted each County by the Excise Gas Tax and to gather first hand information regarding road building and maintenance in the different counties.

Itineraries were prepared and a notice sent out to the Probate Judges, Presidents of Boards of Revenue, Count Commissioners, and many other leading citizens of the community into which we were to go. The Committee, accompanied by the members of the Highway Commission have visited the counties of Barbour, Blount, Bullock, Butler, Calhoun, Chambers, Cherokee, Clay, Cleburne, Coffee, Colbert, Conecuh, Coosa, Covington, Dale, Escambia, Etowah, Franklin, Geneva, Henry, Houston, Jackson, Talladega, Tallapoosa, and Walker, and were met by the officials and in several instances by a large delegation of representative citizens.

At every stop short talks were made by members of the Committee and members of the Highway Commission and on every side a splendid reception was accorded.

Every community visited pledged a hearty cooperation in all matters relating to the roads of their respective counties and a spirit of good feeling was largely manifested.

The trips were made entirely by automobile and every phase of the road conditions was brought acutely to the minds of the Committee and the Commission.

Immediately after concluding the itineraries the Committee met in regular session to discuss the many questions occurring to the minds of those present, but it was found almost impossible to tell exactly just how far the Committee or the Commission could proceed under the prevailing law governing the Roads and Highways of the State. After much reflection

the Committee decided to employ an Attorney and to have the laws governing public roads and highways, codified and to repeal the laws found obsolete, or impractical at this date, and to revise, amend or rewrite all laws pertaining to this subject and offer same to this Legislature for adoption. Following that decision, as Chairman, a sub-committee was appointed to supervise and check the codification as it progressed and the results of their labors will be far reaching in removing much ambiguity and in clarifying the meaning of the many laws found to exist.

Many old sections are recommended for repeal. Many sections have been revised and rewritten in order to reconcile the subject matter, and many new sections are offered and recommended for passage dealing with the latter day development of the Motor Vehicle traffic and the relation to the operation of same on the public highways.

The Public Roads and Highways Committee had in its possession four bills for consideration, as follows H. B. 79, 80 and 101; S. B. 54, which after due consideration have been either revised in toto or rewritten into the Code and will be reported at the proper time when called by the Clerk of the House.

That part of the Recess Committee composed of the Senators as appointed by the Senate to sit with this Committee, were entrusted especially with the gasoline problems and several bills have been prepared and will be offered covering same.

We wish to thank the Speaker of the House of Representatives for his presence at many of our meetings and for the splendid advice that he has given us on many important subjects, which aided us in our efforts to solve the problems under discussion.

This Committee is firmly of the opinion that much has been accomplished for the State in this recess work and a more comprehensive view of all matters has been obtained by the members of this Committee and a better idea of the State's needs from the standpoint of legislative enactment, now prevails in the minds of each of us.

We are,

Respectfully yours,

THE JOINT RECESS COMMITTEE,
PUBLIC ROADS AND HIGHWAYS.
J. N. POOLE, Chairman.

REPORT OF THE JOINT RECESS COMMITTEE ON BOND LAWS

To the Legislature of Alabama:

Your joint recess committee provided for by Senate Joint Resolution No. 28, approved February 18, 1927, and charged with the duty of investigating the Bond laws of Alabama and recommending such legislation as might be considered advisable, if any, looking to their improvement, begs leave to submit the following report:

After organization, following the Legislative recess in February, it held public hearings in Montgomery, Mobile and Birmingham at which every one interested in any phase of the bond situation in Alabama was invited to appear and submit their views. It has consulted with investment bankers, attorneys specializing in bond practice, and municipal and county authorities. It sent out letters to Probate Judges and Mayors of the State inviting expressions from them. In addition, it corresponded with bond investors in New York and elsewhere, as well as attorneys, both in Alabama, and outside, who have had experience with the sale of Alabama bonds.

THE GENERAL SITUATION

As to State bonds, we find that Alabama has already adopted the policy of providing for the raising of funds for repaying both interest and principal on new bonds issued before or at the time they are authorized, this being the only sound financial policy. On account of this, Alabama's credit ranks high today. Our State bonds bear a low rate of interest and command a premium.

This Committee does not feel that our laws, so far as State bonds are concerned, need any revision at this time.

As to the bonds of our counties and municipalities, we find, unfortunately, that they are not generally well regarded. Probably very few people are aware of the following facts, which are unqualifiedly true, and can be verified by reference to any of the financial centers:

(1). Bonds sold by Alabama Counties and Municipalities are considered of less value than those of any of the other forty-seven states.

(2). Numbers of reputable investment bankers in New York, Chicago and other financial centers absolutely refuse to handle our county and municipal bonds of any character or description.

(3). Many of the big insurance companies which are the largest purchasers of municipal bonds will not handle Alabama bonds, and therefore the primary demand is cut off.

(4). Alabama, has, today, the undesirable reputation of having the most unsatisfactory laws of any State in the Union on the subject of municipal and county financing, and in consequence, we have discouraged bond purchasers from the larger financial centers of America from coming into our State to bid on and purchase these bonds.

(5). The annual excess interest cost to the citizens and taxpayers of this State, attributed to our improper laws, is estimated at anywhere from \$500,000.00 to \$1,000,000.00, which sum grows larger as activity increases. Possibly the uninformed citizen is only mildly interested in a reduction of $\frac{1}{4}$ of 1% or $\frac{1}{2}$ of 1% a year in interest charges, nevertheless, the use of compound interest tables shows that a reduction in interest rate from $5\frac{1}{2}\%$ to 5% would in thirtyfive years extinguish the entire debt.

(6). Our larger cities pay from $\frac{1}{4}$ of 1% to $\frac{3}{4}$ of 1% more for money than corresponding cities in neighboring states, while the small towns find themselves handicapped with excess interest charges of from $\frac{1}{2}$ of 1% to 2% per year.

The situation set out above is not felt to such a great extent in the larger counties and cities, yet such a readjustment as would enable all counties and municipalities to effectively assure the bond owner that the bonds would be paid both as to principal and interest, as they mature, would give Alabama county and municipal bonds such a favorable standing in investment markets as to reflect a larger saving to the smaller counties and towns and a considerable saving even to the larger ones.

We have endeavored in every possible way to discover the reason Alabama county and municipal bonds are so unattractive to the investor. The State of Alabama, remembering her unfortunate experience during the Carpetbag Government, and believing that by so doing she could and would stop the extravagant expenditures of public moneys, wrote into its Constitution a provision under which the various sub-divisions of the State are limited in the amount of taxes which they can levy for specific purposes. The purpose for which this limitation was placed in the Constitution was a laudable one indeed, but its results have been extremely unfortunate. We find that in practically all other states the counties and municipalities are permitted unqualifiedly to pledge their credit and taxing power for the payment of the bonded indebtedness, whereas in Alabama the Constitution imposes a

rigid limit upon the amount of taxes which may be levied for such purposes. In other words in practically all states throughout the country the counties and municipalities approach the bond holder with the assurance that come what may they will levy sufficient taxes to pay the debt proposed to be incurred, whereas, in Alabama, municipalities are compelled to go in the market and offer bonds, say that the debt will be paid provided the taxes the Constitution allows to be levied is sufficient to do so, if they are not, the risk is the bondholder's. The investor in municipal securities is the most conservative investor in the world. The man who is inclined to buy speculative bonds is not attracted to municipals. Municipal bonds are sold to a clientele whose primary interest is the safety of principal, and whose interest in the rate of interest borne by the bonds is always secondary to that primary consideration. Obviously, therefore, such an investor looks with the greatest disfavor upon a bond to the payment of the principal of which there is any string attached, and of course, in the last analysis a limitation upon the power of taxation for the payment of the bond is a string attached to its payment. The result is that there is only a very limited number of investors who will purchase a security of this type. The larger banking institutions will not recommend them to their clients. As a result the big purchasing institutions through the country never buy Alabama county and municipal bonds as they do not feel that they can recommend them to their clients.

There is no way of avoiding this condition so long as the tax limit is retained. The result is that in Alabama a municipality enters the market under a severe handicap and the only way in which it is able to compete at all is by offering a more attractive interest rate to the purchaser to offset the strings which are attached to the payment of the principal of the obligations which it offers for sale. This is a serious handicap for the counties and municipalities of our State to labor under, and we feel sure that if the people of the state realized what the situation is, the limitations upon the taxing power for the payment of the bonds would be promptly removed from the Constitution.

We know that the people of Alabama do not incur a public debt with any intention other than that of repaying it. The only result of the tax limit is to impose upon those communities a burden of the excess interest rate mentioned above, for in order to sell our bonds it is necessary to add approximately these amounts to the interest rate to compensate for the tax limits. This, of course, means a higher rate of taxation for the payment of the debt, so that in the last analysis the only effect the tax limit has is to increase the taxes which must be levied upon the taxpayer and accordingly rather than being any benefit to him is a positive detriment. IN OTHER WORDS, THE TAX LIMIT WHICH IS SUPPOSED TO EXIST FOR THE PROTECTION OF THE TAXPAYERS, IS BUT A COSTLY EXAMPLE OF LEGISLATIVE SHORTSIGHTEDNESS. AS IT DEFEATS ITS OWN OBJECT AND INCREASES RATHER THAN DECREASES THE TAXPAYERS' BURDEN.

We believe that if the people of the State could be brought to see this situation as it really is and to realize that through the improvement of general public credit their taxes would be actually lessened instead of increased they would very readily approve the necessary changes.

Undoubtedly what was intended by the Constitution framers was a limitation on the power to create revenue beyond a certain point for general purposes, having in mind running expenses, or general expenses, as distinguished from anything of such an important nature as might require the expenditure of large sums which would naturally have to be raised through the issuance of bonds. Limitation of taxation for running expenses of the county or municipality tends to check extravagance, but, once the qualified

electors of a county or municipality have authorized by their vote an issuance of bonds for any purpose, a limitation of the amount of taxes provided for the payment of the principal and interest on the bonds tends to lessen the value of such bonds, thereby causing them to be sold at a loss to the taxpayers.

It appears that the Constitution authorizes the creation of very large debts, in some instances without any limitation whatever, but it limits the taxes for their payment. It is the opinion of this Committee that the limitation necessary should be on the amount of bonds that can be issued rather than the amount of taxes that can be levied to pay the principal and interest of such bonds once they are authorized and outstanding. This is the real protection to the taxpayer. A debt rigidly limited will enhance the credit of the municipality. At the same time it protects the taxpayers from excessive taxes for the payment of debts.

A SYSTEM WHICH PERMITS THE STATE, OR ANY OF ITS SUBDIVISIONS, TO BORROW MONEY FOR ANY PURPOSE WITHOUT MAKING PROVISION FOR ITS PAYMENT IS FUNDAMENTALLY UNSOUND AND SHOULD NOT BE ALLOWED TO STAND.

Th situation in Alabama has resulted in a kind of general impression among the people that bonds were never intended to be paid off. We find that the counties and municipalities of Alabama have large accumulated bonded indebtedness that, upon maturity, are merely being refunded, and no provisions being made to pay off such indebtedness. We believe that provision should be made for paying off these bonds, and have endeavored to propose a plan which we think will work to this end.

We find that the Alabama county and municipal bonds now outstanding, were, in the main, either sold at a heavy discount, or were issued bearing a higher rate of interest than the same type of bonds bear in other states. This was the result of the handicaps in our laws. The holders of these bonds bought them, knowing the situation and the handicaps. The proposal we are submitting does not legislate new values into these bonds, but we are attempting to remove these handicaps from the bonds to be issued hereafter in order that the excess rate of interest that is now being paid may be saved to the taxpayers.

THE PROPOSED PLAN

(1). This committee proposes a Constitutional amendment that places an effective limit on the amount of indebtedness that a county or municipality can incur, this limit applying not only to bond debts, but to all other forms of debt.

(2). We are proposing a Constitutional amendment that permits the counties and municipalities to levy taxes sufficient to pay the principal and interest on any valid bonds hereafter issued. This proposal is designed to provide hereafter when counties and municipalities issue bonds they must provide for their payment. No new bonded indebtedness can be incurred except in case of special improvement bonds where the expense of such improvement is specially assessed against the property benefitted thereby, unless first approved by popular vote. Hereafter, if our proposed plan is adopted, the favorable vote authorizing a bond issue will include authority to the governing body of the county or municipality to arrange for the payment of the principal and interest of such bonds when due. The adoption of the amendment will within itself authorize the payment of bonds hereafter issued. Before voting, the people will be advised about the amounts necessary for taxes to pay off the principal and interest and will have an opportunity of passing on it themselves.

(3). We are proposing a bond code. We deemed it wise to re-write our statutory laws on the subject of county and municipal bonds. After considerable study and numerous conferences and correspondence with able attorneys experienced in handling bond matters, we have prepared a bill embodying the result of our work. Without undertaking to discuss the details of this bill, we state below briefly the main features that will be accomplished by enactment of this bill into law.

(a) It establishes a new financial basis for counties and municipalities that will prevent the piling up of a bonded indebtedness with no provision for paying it off.

(b). It provides for the payment of the longtime bonds in annual serial installments, ultimately resulting in a discontinuance of the Refunding Bond practice that exists now.

(c). It provides for annual maturities for all bonds hereafter issued, thus assuring a constant reduction of indebtedness and payments over long time. So that there never will be occasion for the levy of excessive taxes to meet such payments.

(d). It practically eliminates the sinking fund plan so far as new bonds are concerned.

(e). It assures more careful consideration by the people as to new bonded indebtedness for they will know when they authorize the borrowing of money they are authorizing the funds to provide for paying same.

The people of Alabama have already shown by their attitude toward State bonds that they do not object to giving the man from whom they borrow money an assurance that the money will be repaid at the time they promise to pay. This is nothing more than a policy of common honesty in dealing with our fellow man. If the proposed amendments to the Constitution are also submitted and ratified it means that counties and municipalities in Alabama will enjoy every advantage of the lowest possible interest rates, thereby insuring that the tax levies to meet payments will be held down to a minimum. After all, this is the primary objective.

We submit the result of our work as a recess committee to your most careful consideration. We would not wish to conclude this report, however, without expressing our grateful appreciation to those who have so faithfully and generously assisted us in our task.

Respectfully submitted,
A. C. Lee, Chairman,
S. W. Hawkins,
N. D. Denson, Jr.,
Chas. O. Stokes,
J. M. Moore.

REPORT OF THE JOINT RECESS LEGISLATIVE COMMITTEE ON EDUCATION.

To the Legislature of Alabama:

The Joint Recess Legislative Committee on Education, hereinafter referred to as "the Committee", appointed under House Joint Resolution, No. 19 to investigate the educational affairs and needs of the State, and educational system and institutions of the State, beg leave to submit herewith its report and recommendations.

ORGANIZATION OF COMMITTEE

At a full meeting of the members of the Committee, the following organizations was effected by the election of the following officers, to-wit: T. B. Ward, Tuscaloosa, Ala., Chairman; S. C. Oliver, Talladega, Ala., Vice-Chairman; Miss Florence E. Kaplan, University, Ala., Secretary.

HEARINGS AND ITINERARY

At the first meeting of the Committee there was a general discussion of the plans or methods to be adopted in making investigations relative to the educational affairs, needs and institutions of this State. The Committee agreed to have open hearings and conferences at the capitol, and also arranged for a program or schedule to visit some of the Agricultural Schools, some of the Elementary and Secondary Schools, all of the Normal Schools and the Institutions of Higher Learning.

The Committee first met March 15, 1927, and adjourned March 25th, 1927, to meet the 19th of April, 1927. The first session of the Committee was devoted to open hearings and conferences. There was also a joint meeting of the Committee with the Joint Recess Ways and Means Committee of the Legislature, and also a joint meeting of the Committee with the Joint Recess Committee on Agriculture of the Legislature.

During the recess of the Committee notice was given in the press that open sessions would be had at any time at the meeting of the Committee at the Capitol during the week beginning April 19th, 1927, and also any subsequent meeting thereof. During the period of time intervening between Tuesday, April 28, 1927, and May 11, 1927, the Committee visited the following institutions: Daphne Normal; Troy Normal; Tuskegee Institute; Auburn; Sylacauga Agricultural School; State School for the Deaf and Blind, Talladega; Jacksonville Normal; Alabama School of Trades and Industries, Gadsden; Seventh District Agricultural School, Albertville; A. & M. Institute, Normal; Florence Normal; University of Alabama; Livingston Normal; Alabama College, and also a number of Elementary Schools and High Schools of the State.

At the open meetings held by the Committee, and also during the time of the visitations to the various schools and Institutions of the State, a great many people of the State interested in the cause of education, including a number of County Superintendents, and all of the heads of the Normal Schools and of the Higher Institutions, appeared before the Committee. Also the State Superintendent of Education appeared before the Committee on numerous occasions, and furnished information pertaining to the school affairs of the State, and particularly educational work which the State Department of Education is required to supervise, or is held directly responsible for by law.

The Committee was supplied by the heads of the various departments of the Normal Schools and Institutions of Higher Learning, and by the State Superintendent, with detailed statements and with descriptive and statistical information covering all lines of the educational work of the State.

The needs of the Elementary and Secondary Schools, the Normal Schools, the Institutions of Higher Learning and other schools of the State, were carefully inquired into of all parties who appeared before the Committee and were in position to furnish information pertaining to the various schools and institutions of the State.

After full opportunity had been given for all persons to appear before the Committee and present such matters as they might wish, and after the Committee had made such investigations as it desired into the general educational affairs of the State, including the general activities and work of the State Department of Education, and had visited the various institutions of the State above enumerated, the Committee proceeded to deliberate and prepare its report herewith submitted.

The report with the findings and recommendations that the Committee considers of useful information to the Legislature is arranged under the following heads, to-wit: Elementary and Secondary Education, Sylacauga Agricultural School, University of Alabama, Alabama Polytechnic Institute, Alabama College, Agricultural and Mechanical Institute for Ne-

groes, Deaf and Blind School, Alabama Trade School, Southern Industrial Institute, Tuskegee, and Normal Schools, Recommendations.

ELEMENTARY AND SECONDARY EDUCATION

The maintenance of a system of elementary schools in the State is recognized by the Committee as most vital to a well rounded educational program, and the general lack of facilities and over-crowding appears to be prevalent over the State, and especially in many urban communities. Some measure of relief should be provided for needs are increasing more rapidly than tax values. Another deplorable condition that obtains in the State is lack of qualifications on the part of the teachers. More than 66% of the teachers are only high school graduates and less, and in some counties there are more than seventy-five per cent of this class of teachers. The State Board of Education has been too lax in granting certificates. This is particularly true in regard to the issuance of pre-normal certificates. It appears to the Committee that there should be more time spent in the school room each day, because children from less favored homes and homes where parents are unable to assist their children, are not getting the instructions that should be given.

Instruction of secondary grade is being given in four distinct types of schools as follows: County, Rural and City High Schools, State Secondary Agricultural Schools, and in addition county training schools for negroes. The courses of study are more or less uniform in each and especially is this true of the fundamentals—English, history, mathematics and science. There is, however a difference in the scope of work in the several types, and there is a variation in the method of control.

County High Schools are taught in State owned buildings and are governed by County Boards of Education under rules and regulations set up by the State Board of Education with limited power reserved to the State Board by law.

High Schools in rural sections or in municipalities of fewer than two thousand people are classified as rural. County Boards of Education administer the affairs of such schools, except those located in incorporated towns of between one thousand and two thousand people, which may come under the control of school authorities of such towns by the prescribed legal steps as set forth in Section 1, Article 8 of the School Code.

A number of the large type Rural Schools have met all requirements for High School accreditation.

City High Schools are a part of the City School System in municipalities of over two thousand people. The affairs of such schools are administered by Boards of Education selected by the City Councils or City Commissions.

Secondary Agricultural Schools are under the direct control of the State Board of Education and the affairs of such schools are administered by the State Board.

County Training Schools for Negroes are institutions offering not more than two years of High School work. They are maintained in part through a co-operative arrangement between the State Board of Education administering General Education Board and Jeanes funds and County Boards of Education.

High Schools of any of the above mentioned types, except County Training Schools for Negroes, are accredited when standards of physical equipment, library, teaching force, course of study, and length of school term are maintained. The State Department of Education is the accrediting agency. Through the system of accrediting, High School graduates are enabled to pass directly from High School to College without examination. The standards prescribed for accrediting are not so high in so far as institutions of higher learning in Alabama are concerned, as those maintained by

the Southern Association of Colleges. A lower standard is maintained at this time to encourage and assist in the development of standard high schools for the rural population.

All matters relating to secondary education are handled by the State Board through the Division of Secondary Education, except that the Division of Vocational Education is held responsible for the supervision and direction of the State Secondary Agricultural Schools.

AGRICULTURAL SCHOOL AT SYLACAUGA

The Committee visited the Agricultural School at Sylacauga. The City recently erected a large two-story building at a sum of about \$103,000.00, and which building is now being used by the School. The City of Sylacauga gave a mortgage on the building to secure the unpaid balance of indebtedness in the sum of approximately \$50,000.00 incurred for said building, but agrees to remove the encumbrance and deed the property to the State for \$50,000.00.

The City of Sylacauga claims that before the erection of this building there was a tacit understanding or impression between it and the former Governor, that it would be repaid by the State on completion of the building. Therefore, in view of the fact that the City of Sylacauga appears to be under the bona fide belief that it was to be reimbursed for the above expenditures in some way, the Committee submits the foregoing for the consideration of the Legislature. The Committee also wishes to state that other communities in the State have equally as meritorious claims for relief even though their improvements were made without any impression of reimbursement by the State.

UNIVERSITY OF ALABAMA

The Committee visited this institution and had the opportunity of looking over the plant and equipment, and to note the general character of the service being rendered the State.

With the meager appropriations received from the State and from a few other sources this institution is doing a great work. According to information furnished us the number of students has greatly increased from year to year. Although the student body has doubled within the past few years, the appropriations have not been increased. More buildings, consisting of class rooms, laboratories, dormitories and equipment are needed. But the thing that is of even greater and more serious concern is the fact that a very large number of classes are taught by immature and inexperienced instructors, due to a lack of funds to employ an adequate number of regular professors. The first prerequisite for success in any school is a trained and well qualified teacher. The young men and young women of Alabama are suffering today because of lack of this. This is not said with any idea of discounting the splendid trained and professional equipment of the professors who are employed in the University, but it applies to the many assistants who must be employed to satisfy in some way the demand for higher education in Alabama.

ALABAMA POLYTECHNIC INSTITUTE

This institution, located at Auburn, is conspicuous for the inadequacy of its physical plant.

A great majority of the buildings are old, out of date, and really unfit for use at any institution of this kind. The Committee found the classrooms crowded, laboratory facilities inadequate, and a great lack of dormitory facilities.

The outstanding need at this institution is well trained, experienced teachers. The percentage of student instructors is beyond reason. This

condition is brought about strictly from the fact that the Institution lacks financial support to function as it should. The school is losing from year to year many of its most efficient professors because it is unable to pay them. Of course this condition has been brought about by the large increase in number, and through no fault of its administration. If this institution is to retain its prestige in the educational world, and if the young men and women of Alabama are to receive what they should have, it must have relief.

ALABAMA COLLEGE

This institution, located at Montevallo, while not so crowded as some other institutions of the State, is now running at maximum capacity. It is now a four-year college for women, and its student body has practically doubled during the past four years. The President informed us that he was compelled to refuse entrance to more than two hundred young women of Alabama last year because of the lack of facilities to accommodate them.

The Committee found this institution to be well organized, well equipped and administered up to the point it has reached. However, with the definite demand for a college for women in the State, the growth of this institution must be provided for. Proper recognition of these needs call for enlarged facilities, new buildings, class rooms and laboratories.

AGRICULTURAL AND MECHANICAL INSTITUTE FOR NEGROES

This institution, located at Huntsville, is doing a creditable work for negroes. The buildings are perhaps the most delapidated of any under the control of the State. A proper development of this institution will necessitate the purchase of additional farm lands. The work of the shops is commendable and the classes in home-making courses are doing excellent work. The development of this Institution is a matter which may well receive the careful consideration of the Legislature.

DEAF AND BLIND SCHOOL

The Committee visited both the school for the Deaf and Blind at Talladega. The entire plants were examined, and all conditions noted. The class work of both institutions were studied with care.

Your Committee finds that these schools are doing a marvellous work under the conditions, and finds that the conditions of the schools are represented to the Legislature during the first session were true and correct. The Committee believes that the State discharged one of its foremost duties when it provided better facilities for these schools.

ALABAMA TRADE SCHOOL

There being a special Committee named for the purpose of investigating the other special schools of the State, this Committee did not visit them, with the exception of the Alabama School of Trades and Industries located at Gadsden. It was found at this institution that a great work is being done, and that this kind of a school has been neglected in our State up to this time. The Committee is convinced that the school should be properly supported by the State in order that it may function in its enlarged sphere.

SOUTHERN INDUSTRIAL INSTITUTE

A committee of Tallapoosa County citizens brought to the attention of your Committee the work of the Southern Industrial Institution at Camp Hill. Information was given to the effect that the work done by this institute is for boys and girls who are absolutely unable to get training at any other school. A former Legislature gave to this school a limited appropria-

tion in recognition of its merit. This Committee holds a very favorable opinion with reference to this school, and believes that its cause is very meritorious. It is the opinion of the friends of this school that some aid from the State would greatly influence other donors to make donations to it.

TUSKEGEE INSTITUTE

Your Committee visited the Tuskegee Institute for Negroes and are highly pleased with the plant, administration and high character of the work being done. It is beyond question that this institution is doing a great work for the negro race. It is the opinion of your Committee that the present State appropriation to this school should be continued,—even though it may not be required in the operation of this School. Realizing the great work that this institution is doing, and that it is in reality carrying part of the burden of this State, in our opinion it would be a good policy to make a medium increase in this appropriation.

NORMAL SCHOOLS

The Committee visited all of the white Normal Schools of the State: Florence, Jacksonville, Troy, Livingston and Daphne. It is the opinion of your Committee that the Normal Schools of the State are one of the most important links in our school system. Their work is largely the preparation of teachers. At each one of the four larger Normal Schools we found crowded conditions. Each and every one of them need additional buildings for administration, class rooms and dormitories. The plant at Troy, located as it is right on the railroad, should be abandoned as soon as the means are provided for the erection of new buildings on the recently acquired site where the new Training School building is now located.

The schools at Florence and Troy both need an auditorium in order that they may assemble their student bodies.

No greater compliment could be paid these institutions than is evidenced by the fact that hundreds of the teachers of the State are willing to live in crowded quarters and poorly arranged rooms in order to avail themselves of the opportunity of pursuing courses which will add to their efficiency as teachers in the public schools of the State. The lack of class rooms, laboratories, library and dormitory facilities in these institutions constitute one of the most serious handicaps to the improvement of the work of teaching in our elementary schools. The remedy for this situation is more financial support of the Normal Schools.

RECOMMENDATIONS

As a result of the hearings and conferences, it appears that the Committee has before it quite a variety of suggestions, which may be classified under three general heads.

First. The need of additional revenues for all phases of public education, from the elementary schools, the foundation, on through high schools, normal schools and our Colleges.

Second. The necessity for a rather extensive revision of the school laws of the State, so as to bring them strictly into codified form. All school administrative authorities are a unit in their attitude towards this matter, and from a legal point of view it is absolutely essential to the proper administration of the laws relating to educational matters.

Third. The wide spread interest in the matter of school administration has presented itself to the members of the Legislature from quite a number of angles. It would seem therefore necessary that this problem be given sympathetic and careful consideration by the Committee.

UNIFIED PROGRAM

To elaborate upon the financial needs is a matter that can be carried to almost any desired extent. However it seems that the whole question may be handled by endorsing the appropriations called for in House Bill No. 318. (For full provisions of this bill, see the bill itself.) This bill represents a careful study of the financial needs of all phases of public education. It gives preference to the needs of the common schools, particularly the schools in the counties which prior to the present administration have had terms of less than seven months or one hundred and forty days. The provisions of the bill practically guarantee a minimum opportunity of attending school for seven months, to all the children of the State. No action of this Committee would be acceptable that does not place first, this important consideration.

In addition to the equalization fund, there is a very necessary stimulus given to education throughout the State, through substantial increases which will go to every cause of education, including the work in our cities, as well as the rural schools. High Schools, Teacher Training Institutions, the Schools of Trades and Industry and our Colleges have increases proposed for operation and maintenance which will make possible the improvement in the character of the service so badly needed at the present time.

Present educational needs above mentioned must be afforded relief. The funds proposed in this bill for current operations appear to be the irreducible minimum which the State can afford to provide for its educational requirements, over and above that already available under previous appropriations.

The Committee wishes to endorse the principles contained in House Bill No. 318, one of the most important of which is a unified program for financing State Educational Institutions; and we recommend the adoption of this bill as it will in our judgment place the State of Alabama in line with other progressive states in educational progress.

DAPHNE NORMAL

The items in the appropriation bill pertaining to the Daphne Normal School deserves special consideration. The Committee is convinced that Southwest Alabama is entitled to a normal school equal to those in other sections of the State. Everything substantially equal, Daphne should have the preference. Appropriations for this institution, as proposed in the bill, for operation and maintenance, gradually increase, and will, over a period of eight years bring its support up to the level of the other Normal Schools. It is thought wise to provide sufficient funds for the expansion of this institution as rapidly as these funds may be economically expended.

The matter of the exact location however is one on which there is considerable difference in opinion. From the standpoint of economy in operation it is doubtful if the State can justify the establishment of any Normal School where it cannot secure, without expense to the State, streets, light, water, sewerage disposal facilities and other public utility essentials.

Another matter which has been called to our attention by educational authorities is that no teacher training institution will be able to secure and hold membership in the National Association of Teacher Training Institutions unless it has adequate training school facilities; that is, a large and growing elementary school.

It is not amiss to bring to the attention of the Legislature that in order to secure the location of the various State institutions, the favored communities have in every instance been eager and willing to give rather generously towards the provision of suitable site and buildings. When the present needs of education of the State are taken into consideration, it does not seem wise to change the policy of requiring the local community which is favored with the establishment of a State institution, to place at the dis-

posal of the State, adequate site and such other inducements in the way of funds and buildings accommodations, as will add substantially to the immediate possibilities of service which the institution may render to the State.

In view of these important questions of policy, this Committee believes that it will be wise to place responsibility for the location of the school in Southwest Alabama in the hands of a special committee, with authority to take final action in regard to the matter. The Governor, State Superintendent of Education and the Chairman of the Board of Administration, represent three responsible agencies in the government of the State and may well be charged with the administrative responsibility of making a final decision on this matter.

SCHOOL LAWS

The revision of the school laws received consideration of the Committee at first, due to the numerous minor changes necessary for administrative efficiency and which were called to the attention of the Committee by the State Superintendent of Education. In connection with this also, the Committee has in mind to incorporate desirable provisions of separate bills now before the Legislature which have been introduced during the winter season. It is thought wise to incorporate in one general codified form, all the provisions of all laws relating to education in any manner whatsoever. The present form of the School Code, while not without its points of excellence, having been arranged by the late Judge James J. Mayfield, is not strictly legal, in view of the fact that the Legislature, which has sole authority in matters of this character, has not formally passed a Code Act giving full force and authority to the arrangement of the laws as found in the present so-called School Code issued as required under the laws of the State by the State Department of Education. It has therefore been thought wise to employ a Code Commissioner to bring the present laws governing the schools and educational matters into a codified form and to incorporate such changes as the Committee has thought wise; and then through a special Code Act to present the proposed codification to the Legislature for its consideration. The Committee is a unit in believing that the best interest of the Schools of the State will be conserved by the passage of a Code Act and which will generally facilitate the administration of the school laws of the State, and at the same time enable the present Legislature to include in a more systematic form, such revisions, which in its judgment are deemed essential to the best interest of the children of the State in so far as these interests are related to and dependent upon the Legislature.

A sub-committee on Codification was appointed, consisting of Representative E. B. Fite and Senator W. B. Nolen.

The Committee authorized the selection of a Code Commissioner by a special committee consisting of the Chairman, T. B. Ward, Governor Bibb Graves and the State Superintendent of Education, R. E. Tidwell. This Committee was fortunate in securing the services of former Attorney General Harwell G. Davis, whose intimate knowledge relating to the administration of the laws of the State, makes it particularly fitting to have his advice and assistance in the work of codifying the school laws.

Due to the lack of time, Mr. Harwell G. Davis will not be able to codify the school laws before the adjournment of this Committee. We have therefore authorized Mr. Davis to proceed to codify the school laws as directed by the Committee. When he has completed his labors he is to submit his report to the Chairman of this Committee, and the respective chairman of the Educational Committees of the State and the House of Representatives of the present Legislature, with a verified statement of all changes in, and additions to, the present School Code.

ADMINISTRATIVE SYSTEMS

The people of Alabama have been earnest, thoroughly sympathetic and always willing to provide greater and ever increasing support for public education. The burden of responsibility on this Committee is to be able to carry conviction to all who are looking to it for information on educational matters, that the people of the State are really in earnest when they appeal to the Legislature for greatly increased support for the operation and maintenance of the public schools. The Committee is fully convinced, that if properly administered, a much greater amount of funds could be wisely expended than that provided in the appropriation Bill No. 318 which is before the Legislature at the present time, for its consideration. This Committee has felt that its responsibility requires that it take cognizance of the very important phase of any concern or business, and that is, the kind and character of administrative facilities provided for the actual handling of all moneys.

The Committee has not felt that any one part of school administration be separated from every other and considered out of all relationship with the whole educational policy of the State. It is therefore of interest to take note of the development of public education in Alabama as administered at the present time.

The Institutions of Higher Learning have always been State wide in their obligations and have always had State wide control through Boards of Trustees. These institutions have been authorized under the laws of the State to undertake certain educational services and the Boards of Trustees are clothed with full power and authority, as agents of the State, to administer the affairs of these institutions. They have authority to employ educators as administrative heads, upon whom is placed full responsibility for the execution of the orders of the Boards. These Presidents are responsible for the selection of faculty and other employees of these Boards, and in every way are supported by the Boards in carrying into effect, the laws relating to these institutions. The President and executive officers of these Boards bring to the consideration of the Board, desirable changes and improvements, and in every way these men are looked to as leaders and counselors in matters of education.

This same method of administration holds with reference to handling school affairs relating to institutions under the State Board of Education. The institutions under the State Board of Education are as follows: Five Normal Schools (white), two Normal Schools (colored), eleven Secondary Agricultural Schools. The Alabama School of Trades and Industries will go under control of the State Board of Education on September 30, 1927. The State Superintendent of Education, under the law, is the executive officer and educational leader. It is through him that the various institutions, State Normal Schools and Agricultural Schools are administered. The Presidents of these several institutions, like those of colleges, are chosen for their special fitness as educational leaders and who have recognized ability as administrators. The success of these institutions is largely in the hands of those placed in executive responsibility under authority of the State Board of Education. The State Department of Education, which is required under the law to serve in administrative and supervisory matters affecting all educational service, is, or should be, made up of carefully selected educational leaders who have special fitness for the several fields of service for which, under the law, the State Board is responsible.

The successful development of the school system throughout the State, not only in elementary and high schools, and teacher training institutions, but to a large extent for institutions of Higher Learning as well, is dependent on the administrative and supervisory service provided by the State

Board of Education through the specialists in the several divisions of the State Department of Education.

The Committee has been able to get at and understand the educational machinery and policies of the State, through the co-ordinative service of the State Department of Education. It is only through this agency that the Legislature can get at and secure in the most complete form, and in the briefest time, all information desired on the basis of which it shall be able to determine on its policies.

It appears that the conception of responsibility held by the State Department of Education, which is in accord with the law and the general policies of the State and State Board of Education in administering the law, is that matters having to do with state wide service, the training of teachers and setting up of standards in elementary and high school education, school house building, vocational education and the general administrative and supervision of all types of educational service, including the expenditure of funds, or obligations placed upon the State Board of Education, must be provided for through a state wide agency, in order that there may be the same standard conditions prevailing throughout the State in these matters. In doing this, Alabama is in line with other leading States.

Any matters having to do with the employment of teachers, the location of schools, the determination of budgets for local schools, the actual construction of buildings, and like matters must be and is properly a responsibility of local executive authority. In other words, each County Board of Education and each City Board of Education, under the general powers conferred and with the assistance and advice of the State administrative and supervisory agencies, must accept full responsibility for rendering the service for which the schools are actually established, that is, providing necessary buildings and equipment, transportation and the like, in order that the teachers employed may be able to give to the children of the State, the necessary training, which the law guarantees as their inalienable right.

The administrative policy in handling the affairs of city schools, has from the beginning, been through a Board, with full authority to select its chief administrative officer, the Superintendent, whose duty it is to carry out the will of the Board. Not only in Alabama, but throughout the United States, this method of administration of city schools is endorsed, and it has made possible the perfecting of an educational service in our cities superior perhaps to an system of schools anywhere in the world.

In the administration of its country schools, Alabama has since 1915, been following under the laws passed by that Legislature, restated and codified by the Legislature of 1919, with certain revisions by the Legislature of 1923, the same general plan of administration. That is, a Board of Education selected by the people, has had as its responsibility, the general control of all schools, and this Board has been, under the law, authorized to secure as an educational leader, the most efficient person available for such service.

During the past twelve years, much progress in the development of the rural schools has been made possible, and much of this can be explained only by the fact that an interested, intelligent lay board has had charge of the schools and this board has been free to select for the leadership of education, a person with capacity and educational fitness to inspire confidence in the teachers, and bring to the support of the schools, all the people in the several communities of the county.

The only disturbing element in the administration of school affairs in Alabama at the present time comes unfortunately from that part of our school system which is in greatest need of intelligent administration, namely: the country schools. It is proposed to bring financial relief to the country schools by providing a minimum opportunity for every child in

the State. This appears to be by far the most serious responsibility of the present Legislature, and is so accepted by the Recess Committee on Education.

Perhaps due to unwise selection of superintendents in some counties, and lack of co-operation in others, there has been more unrest with reference to the selection of County Superintendents, than in all other parts of educational system. This Committee believes that the remedy is not in making a change and departing from what is the generally accepted policy of administration of the school affairs of the State, a policy which prevails in every other department of State,—health, welfare, games and fisheries, tax commission, board of administration. All of these State agencies have executive authority and responsibility, and it is possible, through these agencies, to secure the highest intelligence and the best trained individuals as employees of the State to perform these special services provided under legislative authority for the welfare of the people.

Your Committee submits that, in spite of the unrest and the desire to change in some instances, that the administrative policies that have been successful in every other kind of public service, be retained, so that the children in our rural schools may have for their leadership in administrative and supervisory matters, the wise counsel and sound judgment of a Board of Education, with full power to select the most intelligent, patriotic and at the same time scholarly person available for its executive officer.

The disturbances and unsatisfactory conditions with reference to the selection of a superintendent in the final analysis are not due to the method of employment. Lack of adequate funds and school facilities is a contributing factor. It is due most likely to personality and the fact that there is what must in the analysis be explained as a misunderstanding of an application of the principle of democracy.

Your Committee begs leave to submit that this general policy of administration which prevails in all other phases of educational service, must in the final analysis, be the logical method which should prevail in the administration of our country schools.

The Committee hesitates to, and does not, declare against local bills which have been made matters of campaign promises on the part of individual members, but referring to the general program of the State, the studied and thoughtfully considered judgment of this Committee is that Alabama should have a unified, continuous system of administration, applying alike to all parts of our educational service from elementary rural schools on through the University. Which is to say that a lay Board of citizens, intelligent, interested and representing all interest involved, be clothed with full authority under the law to select its employees and carry out the will of the people as expressed by acts of the Legislature providing support and administrative machinery for carrying into effect, in the most efficient manner and means in hand, the education of all of the children of our commonwealth.

In our judgment there should be no radical or drastic changes in the administrative policy or system of the educational institutions, schools and colleges of the State.

CONCLUSION

The Recess Committee on Education has found many perplexing problems relating to education in Alabama. These problems are not easy of solution. The several members of the Committee entered upon the duties imposed with seriousness of purpose, eager to study matters relating to the public schools and institutions of the State, with a view of being able to submit to the Legislature a sound program based upon an investigation of the actual situation as it exists at the present time.

Everywhere the Committee has found public opinion practically unanimous in demanding relief from the inadequate service which is now offered

in practically every type of school for which the State has assumed responsibility.

It is not merely a question of better school houses and equipment, important as this may be, nor is it a matter of more adequate salaries for underpaid teachers, as essential as this may be to successful work in the public schools. The great and all important consideration is the child. Our present civilization, the form of government under which we enjoy so many blessings and which is held in trust at the present time by the men and women of today, all are at stake, dependent in the final analysis upon what this generation provides for the next in the way of education, appreciation of law and order, patriotism, knowledge of some worthy occupation, and a willingness to do, even more, a satisfaction in performing, a full part in the work of the world.

The Emergency Appropriation of \$600,000.00 inspired confidence in the Legislature, as it gave proof to the people of its intention and purpose to provide a permanent program of relief. Local tax campaigns are going forward in every section of the State and the people are practically unanimous in meeting the conditions which it is proposed to set up as a prerequisite to sharing in the proposed increased support of the public schools of the State. Indeed, literally nearly one million children who make up the great army in the public schools of Alabama, stand expectant, awaiting the advantages which the Legislature shall provide in the way of better educational facilities.

The Committee believes that the paramount duty of the Legislature is to find ways and means of financing the program of education which has been set up and provided for in the proposed appropriation bill which has already been introduced but which cannot be acted upon until the Legislature has found the revenues necessary to enable the State to discharge its obligation to posterity.

This report represents the well considered opinion, and deliberate judgment of a majority of the members of the Committee.

Respectfully submitted,
T. B. Ward,

Chairman.

S. C. Oliver,

Vice-Chairman.

G. G. Adcock,
W. C. Warren,
Ernest B. Fite,
William B. Nolen,
W. R. Edwards,
Wm. P. Molette,
John W. Cook,
C. O. Thompson,
John M. Loflin,
S. C. Cowan,
L. H. Hughes,
J. K. Thompson,
Wm. H. J. Brown,

Committee.

MINORITY REPORT OF THE JOINT RECESS LEGISLATIVE COMMITTEE ON EDUCATION.

To the Legislature of Alabama:

As a member of the Joint Recess Legislative Committee on Education, appointed under House Joint Resolution, No. 19, to investigate the educa-

tional affairs and needs of the State, and educational system and institutions of the State, I beg leave to submit herewith a minority report.

I know that I am deeply interested in education and in a system that will give every child in Alabama every possible educational advantage consistent with the State's ability and the rights of our people, but I am unable to concur with my brothers in the Majority Report, either the tremendous additional appropriations or in the distribution of this great sum.

House Bill No. 318, provides for the quadrennium beginning October 1st, 1927, an additional appropriation of about \$22,000,000.00. Of this sum it is provided that our Common Schools shall receive, including the attendance fund, equalization fund, rural schoolhouse building fund, only \$1,628,500.00, while our Higher Institutions of learning receive about \$20,000,000.00.

The Common Schools will receive less than \$2.00 per capita while the University of Alabama, Auburn and Montevallo will receive over \$300.00 per capita. This, in my humble judgment, is most unfair and is not conducive to the best interest of our State, and, I therefore cannot concur.

E. O. Baldwin.

REPORT OF THE JEFFERSON COUNTY LEGISLATIVE INVESTIGATING COMMITTEE

To the Legislature of Alabama:

Pursuant to a joint resolution heretofore adopted, providing for a committee to investigate the affairs of Jefferson County and report to the Legislature its findings, and other matters set out in said resolution, we report as follows:

We have examined a great number of witnesses. The testimony of each witness has been transcribed from stenographic notes and the committee has in its possession the testimony of such witnesses, together with a number of documents and papers offered in evidence. We have endeavored to limit as far as possible, consistent with sound business principles, the cost of this investigation and think it worthy of note to mention that no witness has claimed or been allowed any fees or expenses for his attendance before the committee.

Each member has given largely of his time in the sittings of this committee and the preparation of this report.

The County of Jefferson is so vast and the ramifications of each department so great that this committee has found it impossible in the short time allotted to it for its investigation to more than cover the high points in connection with each administrative office investigated.

The committee being composed entirely of members of the two houses, having no political or other connection with Jefferson County, has investigated the various offices without fear or favor, being absolutely impartial and having only the best interests of Jefferson County at heart; and we believe in submitting this report that the Legislature will do well to thoroughly consider the recommendations contained herein, as we sincerely feel that these recommendations being followed will be of constructive benefit to Jefferson County.

GENERAL CONDITIONS

We find a great number of local acts to have been enacted in the past applying to Jefferson County, and a number of acts passed as general acts, which, in their application only affect Jefferson County, which were passed evidently for selfish purposes applying to some particular office, without due regard to their effect upon other county offices, and creating as a natur-

al result a chaotic condition naturally resulting in a thoroughly unsystematic and unbusinesslike administration of county affairs, wherein, and as a direct result, extravagance has been tolerated in the administration of county affairs that would place private corporations of like size and character in the hands of receivers, and we feel that a continuance of the present system would eventually result in a like condition in Jefferson County.

CONSTRUCTIVE SUGGESTIONS

The Board of Revenue should be the watch-dog of the County Treasury, and as long as it exists as such should be unhindered by discriminatory legislation that places undue and unfair checks upon the Board of Revenue in the administration of county affairs, one of the Acts we particularly at this time have in mind being the Act known as the Fite Bill, which Senator Fred Fite of Jefferson, the author of the bill, after considering developments during our investigation, has stated to the committee that he heartily recommends the repeal of this particular Act, as he finds, as does the committee, that it works to the detriment of the best interests of the county.

The committee finds that Code Section 6779, relating to the maturity date and rate of interest on loans made in anticipation of taxes fixes the maturity date for December 15th, and we recommend that this section be amended so as to change the maturity date to read "Not later than January 15th." We find that most of the taxes are paid in the last half of December and that as a result thereof the county has not on December 15th adequate funds to meet these loans, and being unable to meet the loans at maturity, the interest rate changes from the contract rate to the legal rate, which costs the county a considerable sum of money, frequently being more than three per cent on from six hundred thousand (\$600,000) dollars to eight hundred thousand (\$800,000) dollars; an additional reason being that the necessity of carrying these loans as past due for thirty days deprives the county of the opportunity of obtaining said money in the market from New York or other large banking institutions, and limiting the county to the local money market. We find that an adoption of the amendment to the Code section as suggested will result in a saving to Jefferson County of from five thousand (\$5,000) dollars to eight thousand (\$8,000) dollars per annum.

We find that Jefferson County now has outstanding one million one hundred thousand (\$1,100,000) dollars of road warrants maturing at the rate of about three hundred and fifty thousand (\$350,000) dollars per year during the next three years, and find that the county will probably, in the present state of its finances, be unable to pay more than one hundred thousand (\$100,000) dollars per year on the principle of these warrants, and, therefore, recommend that an amendment applying only to Jefferson County be passed to Code Section 6784, permitting refunding warrants to be issued for a period of ten (10) years instead of five (5) years, as at present limited.

We find that a local law approved February 1st, 1915, was passed applying to Jefferson County, which required the county to pay the costs in hard labor cases, wherein the defendant was convicted and sentenced to the county roads. At the time this bill was passed, the Clerk of the Criminal Court in Jefferson County was on a fee basis, and the bill was passed in his interest. The effect of this bill at the present time is to require a great deal of unnecessary bookkeeping, etc., and the committee recommends the repeal of this Act as being obsolete.

The County Interest Bill (Acts 1921, page 68) requires the County Treasurer to secure a reasonable interest on the daily balance of county funds, and further provides that the interest as derived from the county

deposit be credited to the school fund. We feel that this is a bad practice, as each fund, in our opinion, should be credited with the interest created by it, that is, the General Fund credited with the interest paid to the General Fund—the Road Fund credited with the interest paid on the Road Fund—the Sanitary Fund credited with the interest paid on the Sanitary Fund, etc. This not with the idea of curtailing the school money, but that each fund created for a particular purpose have the benefit of its own earning power, and we respectfully recommend an amendment to effectuate the purpose above set out. We also recommend that this particular bill be further amended to permit the county to make a depository arrangement for bond funds whereby the money made, under adequate protection, be left with the purchasers of the bonds until actually needed, the effect of this arrangement being to make the bond draw for the county the coupon rate of interest from the time of its sale until the money is actually needed. The State of Alabama at present uses this method relative to the money derived from its bond sales. In May, 1925, Jefferson County sold one million (\$1,000,000) dollars worth of five (5%) per cent bonds—five hundred thousand (\$500,000) dollars for court house construction and five hundred thousand (\$500,000) dollars for additions to the Hillman Hospital. This money, as required by the law under discussion, was deposited in the county depository, a Birmingham bank, with three (3%) interest secured on the deposit. The two years that this money has been idle has cost the county the difference between the coupon rate of five (5%) per cent and the rate paid by the bank of three (3%) per cent, which amounts to forty thousand (\$40,000) dollars.

The Alabama Court of Appeals in the case of Jefferson County versus Sandifer (100 So., p. 71) held that liquor seizure fees provided for by Section 14 of the General Act of the Legislature, 1915, page 557, are the property of the officer making the seizure. It is the idea of this committee that deputy sheriffs and other officers being on the payroll of either the county or the State, it is their duty in the usual course of their employment to enforce the liquor law as well as all other laws, and that no extraordinary or unusual service is required or rendered in enforcing this law more than any other, and we, therefore, recommend that a general law be passed providing that the seizure fees be paid in to the County Treasury just as fees allowed the sheriffs for the execution of warrants or service of process.

We find that for the past ten or twelve years the Board of Revenue of Jefferson County, under Article 3 of Chapter 270 of the Civil Code, has borrowed sums each year ranging from two hundred thousand (\$200,000) dollars to eight hundred thousand (\$800,000) dollars, and that the county has on deposit in the Sanitary Fund approximately three hundred thousand (\$300,000) dollars at this time, upon which the county depository pays three (3%) percent interest; the county paying five (5%) per cent interest on its loans. We, therefore, recommend the passage of a local bill applying to Jefferson County and authorizing the Board of Revenue to borrow from any dormant sinking fund any surplus money on a temporary loan certificate, such a law will save the county of Jefferson approximately six thousand (\$6,000) dollars per year; the effect of the present condition is to require the county to deposit its money at three (3%) per cent and borrow it back at five (5%) per cent.

We recommend that the General Act of 1915, page 106, requiring Jefferson County to build and maintain two highways known as the North and South, and East and West highways, be repealed, as placing an unfair burden upon the county to maintain city streets.

We recommend that Code Section 6766, which requires the Court of County Commissioners to make and publish a semi-annual report of all receipts and disbursements, be amended so as to require said semi-annual report to be published on October 1st and April 1st of each year, thereby complying with the fiscal year as employed by the county.

We find that under the present practice existing in Jefferson County there are eighteen persons authorized to draw warrants and get money out of the County Treasury other than the Board of Revenue. The ten circuit judges draw warrants for their own salaries and also for the court bailiffs; jurors' fees and witness' fees are paid on the warrant of the Clerk of the Court; jury commissioners are paid on the warrant of the Probate Judge; the Solicitor draws warrants to pay all of his deputies and also all of the expenses for the suppression of crime. The Judge of the Misdemeanor Court draws warrants to pay his marshals, bailiffs and clerks; the judges of the Inferior Court draw warrants for their own salaries, their clerks and their bailiffs. It strikes us that good business and accounting demand that a complete and accurate record should at all times be available as to cash balances, etc., and that this is only possible when money can be drawn by one common source, so we, therefore, recommend that all payments of county moneys be required to be drawn upon warrants issued by the Board of Revenue or governing board of the county.

Section 5076 of the Criminal Code of 1923 provides that any member of the Commissioners Court or Board of Revenue who shall employ any person related, either by blood or marriage, within the fourth degree to such commissioner or member of the Board of Revenue shall be guilty of a misdemeanor, etc., and we find that three members of the Board of Revenue of Jefferson County appear to be well represented by relatives, in strict violation of this section. Mr. Lacy Edmondson, the President of the Board, has a son, Mr. Crook Edmondson, working for the county as truck driver at Camp No. 4 at a salary of one hundred and twenty-five (\$125.00) dollars per month, another son, Lacy Edmondson, Jr., as a levelman in the Engineering Department at a salary of one hundred and twenty-five (\$125.00) dollars per month, and a nephew, Mr. Lewis McAdory, Assistant Clerk of the Board of Revenue at a salary of two hundred and twenty-five (\$225.00) dollars per month; Mr. E. J. Reed, a member of the Board, has a cousin, Mr. S. E. Reed, foreman of Camp No. 3, at a salary of one hundred and seventy-five (\$175.00) dollars per month; Mr. J. A. Lewis, a member of the Board, has a son, Mr. Jim Lewis, rodman in the Engineering Department, at a salary of seventy-five (\$75.00) dollars per month, and a brother-in-law, Mr. W. S. Blackwell, foreman of Camp No. 1, at a salary of one hundred and seventy-five (\$175.00) dollars per month, a nephew, Mr. J. G. Blackwell, a machineman at Camp No. 1, at a salary of one hundred twenty-five (\$125.00) dollars per month and a nephew, Mr. R. G. Blackwell, yardman at Camp No. 1, at a salary of one hundred and twenty-five (\$125.00) dollars per month. We feel that the Board of Revenue should comply with the statute above referred to.

We find that Jefferson County payroll for the month of September, 1923, amounted to seventy-nine thousand, seven hundred eighty-one dollars, eleven cents (\$79,781.11), and that the payroll as of September 1st, 1926, amounted to one hundred and one thousand, one hundred ten dollars, twenty-four cents, (\$101,110.24), making an increase for the three-year period of twenty-one thousand, three hundred twenty-nine dollars, thirteen cents (\$21,329.13), or a total annual salary increase of two hundred fifty five thousand, nine hundred forty-nine dollars, fifty-six cents (\$255,949.56). We cannot feel that following sound business principles the business of Jefferson County would have within the three years period above referred to increase to such an extent as to require the additional help that the salary increase indicates, or that conditions have changed within the three year period such as would justify salary increases as indicated by the figures above furnished.

We find that each of the members of the Board of Revenue operates an automobile furnished by the county, the county being charged with the

purchase price of the five automobiles in the sum of eight thousand, seven hundred sixty-one (\$8,761.00) dollars, and the upkeep on said five cars for the year 1926 amounted to four thousand, two hundred eighty-nine dollars, twelve cents (\$4,289.12), including everything except wear, tear and depreciation; and we find that it has been the practice to trade these cars in approximately after two years at a comparatively small allowance, and in line with this the county purchased for Mr. Lacy Edmondson, President of the Board of Revenue, a Buick automobile on January 16th, 1925, paid for same the sum of one thousand six hundred sixty-five (\$1,665.00) dollars and traded the same car back on the 21st day of December, 1926, for the sum of five hundred sixty-five (\$565.00) dollars, purchasing on that date a new Buick for the same party and paying the sum of one thousand six hundred sixty-five (\$1,665.00) dollars for said car; there seems to be no uniformity in the amount paid for the cars of the various members of the Board of Revenue, as indicated by the fact that on the 9th day of December, 1925, just one week before the Edmondson car was purchased, the county purchased for Mr. J. A. Lewis, a member of the Board, a Buick automobile, paying two thousand, four hundred and twenty-five (\$2,425.00) dollars for the same. as compared to the Edmondson car purchased one week later for the sum of one thousand six hundred sixty-five (\$1,665.00) dollars.

INFERIOR COURTS

We find that Jefferson County has an inferior court consisting of three divisions, Divisions Nos. One and Three being Civil Divisions, and Division No. Two being the Criminal Division known as the Court of Misdemeanors and presided over by Judge H. B. Abernathy; Division No. One Civil, being presided over by Judge C. W. Hickman and Division No. Three being presided over by Judge Thomas R. Lea. We find that Division No. Two, Court of Misdemeanors, operated at a profit to the county for the year 1926, in the sum of \$44,600.02, and that the two Civil Courts operated at a loss, the First Division operating at a loss of \$8,747.42, and the Third Division operating at a loss of \$5,136.58, and we find, generally, that the Court of Misdemeanors, or Division Number Two of the Inferior Court seems to have been giving general satisfaction to the citizens of Jefferson County, and this committee cannot too highly commend the splendid work being done by Judge Abernathy in that court. We feel that the salary now being paid Judge Abernathy is inadequate as compared with the character of services furnished the county by him, and recommend that his salary be increased from the present sum of \$400.00 to the sum of \$500.00 per month.

After a thorough and exhaustive study of the two Civil Divisions of the Inferior Court, namely, Divisions Nos. One and Three, the committee strongly recommends a consolidation of inferior courts Nos. One and Three, and the formation of a division known as Division Number One of the Inferior Court, to replace what was formerly known as Divisions Nos. One and Three, said Division No. One to consist of two Judges at a salary of Three hundred (\$300.00) dollars per month each, a Chief Clerk at a salary of one hundred seventy five (\$175.00) dollars per month, two assistant clerks at a salary of one hundred (\$100.00) dollars per month, and one bailiff, to be furnished by, and under the supervision of the sheriff, at a salary of one hundred fifty (\$150.00) dollars per month. In line with our recommendations just expressed, we call attention to the fact that, during the year 1926, Judge Lea, Judge of Division No. Three, as at present constituted, handled 7,016 cases, while during the year 1926 Judge Hickman, Judge of Division No. One handled 4,381 cases. Judge Lea handling for the year 1926, 2,635 cases more than Judge Hickman and Judge Lea's court, for the same period, costing the county twelve hundred (\$1,200.00) dollars

less to operate, as the expenses of Judge Hickman's court for the year 1926 were \$9,600.00, while the expense of Judge Lea's court was eight thousand four hundred (\$8,400.00) dollars.

The recommendation as to the consolidation being carried out would, even though it provides for an increase of the salary of the two judges, amounting to twelve hundred (\$1,200.00) dollars per year, allow this court to operate more efficiently, handle an increasing number of cases and effect a net saving to Jefferson County of forty-five hundred (\$4,500.00) dollars per year.

DOMESTIC RELATIONS AND JUVENILE COURTS

We find, upon investigating, that there exists in Jefferson County at the present time, a court known as the Domestic Relations Court No. Two presided over by Judge Virginia B. Mayfield, said court having been established by the Acts of 1923, and also Domestic Relations Court No. One presided over by Judge S. D. Murphy, and find that the Domestic Relations Court No. One costs the county in salaries alone, eighteen hundred (\$1,800.00) dollars per month, which includes, however, the home maintained for dependent, neglected and delinquent children, said pay roll taking care of cook, attendants, caretakers, night watchmen, housekeepers, superintendents and physicians, in addition to probation officers; and Domestic Relations Court No. Two costing, in salaries alone the sum of one thousand eighty-five (\$1,085.00) dollars per month, including only the salaries of the Judge and the salaries of Probation Officer; and we find that Domestic Relations Court No. Two, for the years 1924, 1925, and 1926, cost the County of Jefferson \$47,102.86 over and above all receipts credited to said court, and it seems to be the consensus of opinion of every witness appearing before this committee, except those directly interested in the further preservation of this court, that this court could be abolished, and the jurisdiction and pending cases in said court transferred to Judge Murphy's court, known as Domestic Relations Court No. One, and handled by Judge Murphy, with the possible addition of one or two probation officers, thus effecting a tremendous saving to the county, as the records for the three years show an increasing cost to the county to maintain and operate what is known as Domestic Relations Court No. Two.

COUNTY TREASURER

There exists in Jefferson County the office of County Treasurer, at an expense to the county of \$18,875.00 per year, consisting of the following items:

Salaries	\$15,000.00
Premiums on Treasurer's bond	1,875.00
Expenses of Attorney's fees	2,000.00
	<hr/>
	\$18,875.00

and this committee strongly recommends that the office of County Treasurer for Jefferson County be abolished, at the expiration of the present term, as there exists, in the minds of the committee, after a thorough study of the situation from every angle, no real necessity for the continuation of said office, the only reason having been advanced to the committee for the retention of the Treasurer's office by any one connected with the court house is that jurors should be paid off in cash as they are discharged, and we feel

that a minor matter of this nature can very easily be handled by having the tax collector pay said certificates in cash, and turn them over as cash.

Jefferson County and the City of Birmingham has a good number of thoroughly responsible banks, and we feel that the large amount of money handled by the county would justify a very satisfactory depository arrangement with one of the banks, whereby the banks would keep all records of receipts and disbursements, under the same system as now exists in many other counties throughout the state, and, as a matter of fact, we find that eighty-five per cent of the warrants issued by the Board of Revenue are now being paid directly by the American Trust & Savings Bank of Birmingham, their only connection with the Treasurer's office being a stamped endorsement by the County Treasurer on the back of the warrants which are drawn upon the American Trust & Savings Bank. We have, in our report on the Board of Revenue, already recommended that warrants for the withdrawal of county monies be issued from one common source.

CORONER'S OFFICE

We find that the Coroner's office costs Jefferson County in the neighborhood of seventy-five hundred (\$7,500.00) dollars per annum or more, and that the Coroner receives a salary of two hundred fifty (\$250.00) dollars per month, his Birmingham Deputy a salary of one hundred fifty (\$150.00), dollars per month, and his Bessemer Deputy one hundred twenty-five (\$125.00) dollars per month, totaling five hundred twenty-five (\$525.00) dollars per month in salaries alone, in addition to which he is furnished an automobile, which cost the county one thousand, six hundred seventy-five (\$1,675.00) dollars, the gas, oil and upkeep on same for the year 1926 amounting to eleven hundred eighty-seven (\$1,187.00) dollars, and we feel that, in view of the fact that the police department of the City of Birmingham has a homicide squad, whose duty it is to investigate immediately all killings, etc., within the police jurisdiction of the City of Birmingham, and the Sheriff's office has very efficient officers who immediately investigate all killings, etc., within the county, and in addition to both of the agencies just mentioned, the Solicitor employs three special investigators, working out of his office for the purpose,—we feel that the office of Coroner in Jefferson County should be abolished, at the end of the present term, as the only remaining function of this office that we know of is the power and authority to arrest the Sheriff, should such procedure become necessary, which could easily be delegated to some other county official.

SOLICITOR

We find that the Solicitor of Jefferson County has been grossly negligent in paying out money belonging to the State and county, over which he has authority, known as the "Solicitor's Fund," and this committee has charged the Solicitor Mr. Jim Davis, with the sum of eleven thousand, two hundred thirty-one dollars, two cents (\$11,231.02) over a period from January 1st, 1923, to March 31st, 1927, this amount representing various sums withdrawn from the "Solicitor's Fund" by the Solicitor for which he has no receipts to attach to his voucher or warrant, and there is no way to show or determine for what purpose this money was expended; in addition, this committee has had its Auditor file a written demand upon the County Treasurer of Jefferson County for the sum of fifteen thousand, three hundred sixty-eight dollars, twenty-one cents (\$15,368.21) for moneys improperly withdrawn from this fund, and due to the State Treasury. Of the amount for which we have filed demand to be paid over to the State Treasury, the County Treasurer of Jefferson County has already remitted to the State

Treasurer the sum of one thousand, three hundred thirty-seven (\$1,337.00) dollars, this amount representing the first demand filed, the other claims having been filed at the close of the investigation.

We feel and recommend that all laws or parts of laws now existing giving the Solicitor of Jefferson County the power and authority to withdraw County or State funds for the suppression of crime, or for any other purpose, without requiring said Solicitor to furnish proper receipts to be attached to said voucher to show the proper expenditure of said money be repealed, and that the power and authority to draw money for the purpose of returning prisoners, or any other legitimate purpose that the Solicitor may require, be vested in the Board of Revenue or governing body of the county, and be withdrawn only upon warrants issued by said Board of Revenue or governing body upon the request of the Solicitor, and that the Solicitor be required to properly attach receipts showing the legitimate expenditure of said money.

We find that the Solicitor prosecutes before two divisions of the Circuit Court and furnishes a Solicitor to prosecute in Judge Abernathy's Court, and a Solicitor to prosecute in the Court of Domestic Relations No. 2, Judge Virginia Mayfield's Court. We find for that purpose the Solicitor, Jim Davis, draws a salary of five hundred (\$500.00) dollars per month; Solicitor Willard Drake receives three hundred, seventy-five (\$375.00) dollars per month; assistant, Mr. McKay Long, receives three hundred seventy-five (\$375.00) dollars per month; assistant, L. H. Etheridge, receives three hundred thirty-three dollars, thirty-three cents (\$333.33) per month; assistant, R. E. McAdory, receives three hundred (\$300.00) dollars per month; assistant, Ernest Hargraves, receives three hundred (\$300.00) dollars per month; assistant D. J. Flummer, receives one hundred fifty (\$150.00) dollars per month. We find that he has two special officers, Mr. S. M. Arnett receives two hundred (\$200.00) dollars per month and Mr. E. G. Smith receives one hundred seventy-five (\$175.00) dollars per month; a stenographer, Miss Ethel Bryant, receives one hundred fifty (\$150.00) dollars per month; a stenographer, Miss Ruby Stallworth, receives one hundred twenty-five (\$125.00) dollars per month. In addition to this he has employed Mr. J. W. Dickinson for Grand Jury reports at a salary of three hundred (\$300.00) dollars per month, all in addition to the Solicitor, Assistant Solicitor and special officer attached to the Bessemer office, so that this committee feels that the Solicitor's office as now constituted has certainly an adequate force for the service they are called upon to perform, and feel that the salaries being paid by the Solicitor's office of Jefferson County should enable him to have able and well informed assistants, the Solicitor's office, comprising both Birmingham and Bessemer, now costing Jefferson County, in salaries alone, the sum of forty-seven thousand, seven hundred ninety-nine dollars, sixty cents (\$47,799.60) per annum. In addition to this the Solicitor has furnished to him by the County, and operated at the expense of the County, two automobiles, for what purpose this committee is unable to determine.

COUNTY CONVICTS

This committee found upon investigation that Jefferson County had for years maintained their county convicts for road work, and that in addition to the cost of lands upon which convict camps were located and the cost of construction of said convict camps, and in further addition to the cost and maintenance of trucks, road machinery, tools, etc., we find that the actual operating expenses of the convict camp in Jefferson County for the year 1926, consisting of groceries, clothing, camp equipment and maintenance, guarding and hard labor cost and overhead, amounted to a total

of one hundred ninety-six thousand, one hundred seventy dollars, eighty-one cents (\$196,170.81), and the consensus of opinion of practically everyone examined upon this subject was that the convict situation in Jefferson County as operated was a cancer upon the County Treasury, so that this committee signified to the Board of Revenue its opinion that the provisions of the State Convict Bill be complied with and the Jefferson County convicts be turned over to the State, as this action had not at that time been taken, and it was generally understood that the Board stood three to two for retaining the county convicts, due to political pressure of guards and other county employees benefiting from the continuance of the convict situation; however, at the first meeting after the receipt of your committee's letter, the Board voted to turn the convicts over to the State as being in a better position to handle the situation, and the State was informed of this action of the Board of Revenue so that this committee feels that it has been largely responsible in effecting a tremendous saving for Jefferson County in this one matter alone.

COUNTY AUTOMOBILES, TRUCKS AND TRACTORS

We find that in addition to the initial cost and depreciation of the thirty-seven (37) trucks, twenty-three (23) tractors and seventy-three (73) automobiles owned and operated by Jefferson County, the operating expense for the year 1926 alone was the sum of two hundred fifty three thousand, six hundred one dollars, eighty-eight cents (\$253,601.88), divided as follows: The operating expense of the thirty-seven (37) trucks for the year totaling one hundred forty-nine thousand, sixty-four dollars, thirty-three cents (\$149,064.33); the operating expense of the twenty-three (23) tractors amounting to the sum of fifty-seven thousand, sixty-one dollars, eighty-six cents (\$57,061.86); the operating expense of the seventy-three (73) automobiles amounting to the sum of forty-seven thousand, four hundred seventy-five dollars, sixty-nine cents (\$47,475.69).

Of course, these figures only show the operating expense of the trucks, tractors and automobiles, and it was impossible for the committee within the time allotted to it for work to attempt to ascertain what benefit the County derived from the operation of said trucks, tractors and automobiles, and as a result thereof no fair method of comparison may be employed in order to determine whether or not Jefferson County receives dollar for dollar value out of the moneys expended for this purpose; however it is the opinion of this committee that the convicts having been turned over to the State will relieve the County of the necessity of owning and operating the tractors and a large number of the trucks mentioned, and it is the opinion of the committee that good business judgment and economy would suggest that each employee of the County for whom transportation is necessary should be required to furnish his own transportation and a sum to be determined by a practical ascertainment of a reasonable allowance, either on a monthly basis or on a mileage basis, be allowed such employee in addition to the salary regularly prescribed for his employment to compensate him for furnishing his own transportation. This will eliminate the necessity of the County maintaining repair shops, mechanics, tools, etc., necessary under present conditions to keep its rolling stock in order, and would prevent any leaks that might be possible under the present system in the purchase and distribution of tires, gas and oil, etc.

OBNOXIOUS PRACTICES

Our committee found a condition existing in the Court House in Birmingham that is thoroughly obnoxious and objectionable to everyone in the Court House, numerous complaints having been made to this committee

from judges of the various courts, the Judge of Probate, members of the Board of Revenue and members of the Legislature from Jefferson County, also various and sundry minor officials and employees, this being the practice of a white man by the name of Stephenson and two negroes, all pretending or claiming to be preachers, to infest the halls of the Court House, and particularly the corridor immediately in front of the office of the Judge of Probate for the purpose of procuring the right to marry those persons appearing at the Court House to secure marriage licenses. They have succeeded in working along lines devoid of all sense of decency or regard for the sacredness of the ceremony of marriage, so as to harass decent folks applying for licenses. They have performed marriages in every place available around the Court House, including the alleyways adjacent thereto, and have succeeded in making themselves such public nuisances as to have caused themselves to be arrested and even indicted by the Grand Jury for vagrancy in an effort on the part of the people of Jefferson County and the Court House officials to break up this practice; however, the State has been unable to sustain their vagrancy charges and they immediately reset up their business.

To illustrate the entire lack of moral responsibility on the part of Stephenson particularly, our committee has sworn testimony to the effect that Stephenson on one occasion performed the marriage ceremony linking in the holy bonds of matrimony a white woman and a negro man, after one of the two negroes mentioned by this committee had refused to perform the ceremony, and had informed Stephenson of his reasons for said refusal to-wit: that he had known this negro man all of his life, knew his father before him, and knew him to be a negro. In the face of this Stephenson pretended to think him white and performed the ceremony for a few paltry dollars. We are also informed that couples below the marriageable age come to the Court House for that purpose and Stephenson arranges to procure a license for them and then performs the ceremony.

The condition there is such that we feel that good wholesome public policy demands that some way be provided to rid the Court House of this class of marrying parsons, so that this committee recommends that a bill be introduced making it unlawful for anyone to perform the ceremony of marriage within the Court House or upon Court House grounds except those duly constituted civil officers whom the law provides may perform marriage ceremonies, such as the Judge of Probate, Circuit Judges, etc., and that said bill further provide that it shall be unlawful for anyone to solicit the right within the Court House or upon the Court House grounds to perform the marriage ceremony, and that said law carry with it a heavy penalty for the violation of any of its provisions.

PROFESSIONAL BONDSMEN

We find that Jefferson County is confronted with a serious proposition in that a number of professional bondsmen are operating in Jefferson County, who are thoroughly unreliable from a financial standpoint, so that upon the failure of those charged with crime appearing for trial the forfeiture on said bond proves to be a more or less an empty thing; there are other angles to this situation in that certain professional bondsmen there have on numerous occasions bestirred themselves to a large extent in taking up a good deal of the time of the judiciary in an endeavor to have the forfeitures made final in small amounts and have, in some instances, through false representations induced the Governor to remit many forfeitures that should rightfully have been paid into the County; on the other hand, this committee realizes the necessity for bondsmen, and the inherent justice in every man's right when charged with a crime less than a capital

offense to bond, and the right to make bond, and it is not the desire of the committee to deprive any defendant of this right or to recommend legislation that would in any wise work an undue hardship or burden upon honest men engaged in this business; we feel, however, that some safeguard to the State and County should be thrown around this situation and recommend that anyone making bond be required to sign an affidavit, said affidavit to be incorporated in the bond, that he is actually worth, over and above his exemptions and outstanding liabilities, the amount of said bond at the time of making same, and we further feel that it would be wise to require professional bondsmen, paying licenses as such, to post a surety bond in such sum each year as would be sufficient to reimburse the County for forfeitures that might be made final, said surety bond to be liable for the payment of said forfeitures in the event the bondsmen did not pay same within a reasonable time, to be fixed after said forfeiture shall have been made final.

REGISTRATION OF VOTERS

The present law requires that the Board of Registrars in each County shall visit each precinct at least once, and oftener if necessary, between January first and April first, 1922, and each two years thereafter, to make a complete registration of all persons entitled to register, and shall remain there at least one-half day, etc., and further requires that the Board of Registrars in each County shall meet at the Court House on the third Monday in January, 1922, and each two years thereafter, and shall remain in session ten working days for the registration of voters. The present law also requires that the Judge of Probate of each County shall prepare and publish by April 15th, 1922, and each two years thereafter, a complete list, alphabetically by precincts of all of the qualified voters of each County.

We find that Jefferson County, having such a tremendous registration, each time the registration books are open, under the present law opening January first and April first, works a tremendous hardship upon the Judge of Probate to compile and purge the list of qualified voters in order to have same published on April 15th every other year, so that we feel it would be wise for a local bill to be introduced applying to Jefferson County, changing the time beginning October, 1927, and remaining open through December 31st, 1927, thereby giving the Probate Judge an opportunity, without materially increasing the operating expense of his office, to properly prepare and thoroughly purge the list of voters, this bill being similar to Sections Nos. 375, 376, 387, 392, 393, 402 and 403 of the Code of Alabama, with the exception of making the change of date effective for the purpose above pointed out.

COUNTY ATTORNEYS

It strikes the Committee that Jefferson County is burdened unnecessarily with heavy expenses incurred by attorney's fees for the various offices. As an example of this, the Committee points out that from September 1st, 1923, to April 1st, 1927, a period of three years and seven months, the county spent the sum of \$44,129.79 for attorney's fees in the County Treasurer's office, the Board of Revenue, and the Sheriff's department. These fees were paid to nine individual attorneys and firms, and, while the Committee realizes the necessity of competent legal advice to the governing body of the county, it feels that all matters of a minor nature could be referred to the Solicitor's office, as he has at this time, if anything, more assistants than the situation seems to justify and we feel that a competent firm of attorneys could be employed to represent the county in all county matters, and give advice to any department heads upon any major question

that would arise for a retainer of five thousand dollars per annum, which would effect a large saving for Jefferson County and make for stability. In this regard, we might state that the County Treasurer has a very competent legal adviser, to whom a large sum of money has been paid for services rendered over the period mentioned, but nevertheless we find a great number of erroneous payments on the part of the county treasurer, which leads us to the conclusion that the County Treasurer evidently neglected to advise with his attorney to any large extent, otherwise these errors should not have occurred, and, in that respect, we might add that the Board of Revenue spent by far the larger portion of the amount for the three years, seven months mentioned, said amount being, in the minds of the committee, far excessive, in view of the services that should have been required by this body.

In this connection, it might be wise to call attention to the fact that the County of Jefferson employs paid lobbyists while the Legislature is in session, and the Board of Revenue pays their lobbyists the sum of two hundred fifty (\$250.00) dollars per week and expenses during the session.

The records show that he drew from February 1st, 1927 to and including March 1st, 1927, in four separate vouchers, the total sum of thirteen hundred eighty-one dollars and twenty-three cents (\$1,381.23) which included both his weekly salary and expenses for that period. This custom should, in the minds of the committee, be discontinued in that the representatives of the county, we feel, have the best interest of the county at heart, and would protect the interest of the County without the aid or assistance of lobbyists employed and paid by the County.

CONFISCATED AUTOMOBILES

It seems to us that there is in Jefferson County a great deal of unwholesome manipulation in handling the confiscated car proposition, said cars being apprehended when transporting prohibited liquors, and our investigation discloses that a great number of these cars are released without ever reaching the Chancery Court, and we say this without any criticism of the present Sheriff, Mr. Hartsfield, who seems to be a thoroughly conscientious and able officer, but from observation of the operation of this law in Jefferson County, it seems to be a failure in that even the cars that go through court procedure are stored in a garage and at the time they are produced for sale, they have been stripped to such an extent that they are practically valueless. And in addition to this, it seems that some one in Jefferson County with alleged authority from the State, has been intervening in settling a number of these matters without having them go through the proper channel. The records of the Chancery Court show a large percentage of the cars against which bills are filed, either being dismissed upon payment of costs, and in a number of cases dismissed and the cost charged to the State, and the sale price in other instances, where the cars are actually sold, many times is not equal to and frequently does not exceed the amount of cost.

COURT BAILIFFS

Jefferson County has ten divisions of its Circuit Court, and each division has a clerk, and in addition to the Clerk, there is a bailiff in each court appointed by the Judge and not under the supervision of the Sheriff, both clerks and bailiffs being idle a large portion of the day, and it strikes the Committee that these bailiffs should be appointees of and under the supervision of the Sheriff, so that during the time that they were not engaged in court they could be used by the Sheriff for the service of civil process, thus

releasing for criminal and other work a number of deputies now necessary for the Sheriff to use in this work.

ALMS HOUSE

A committee of five members of the Grand Jury of Jefferson County appeared before the Investigating Committee on April 20th with reference to the Alms House, and informed this committee that conditions there were very bad, in that the buildings were frame buildings two stories high, forty-three years old and that there had been little or no change in their condition during that length of time. The Grand Jury also reported that every Grand Jury practically for the past eight years had made a report on this situation, calling forcible attention to this condition and to the fact that the buildings were nothing but fire traps, but had never been able to get the Board of Revenue of Jefferson County to take any action to relieve the situation in the least; this committee, following the report of conditions as set out by the committee, from the Grand Jury, went out in person and made an inspection of the Alms House and found the report of the committee from the Grand Jury to be correct as to conditions. •

We find that in January, the Alms House had one hundred seventy-three (173) inmates, in February one hundred seventy-five (175) inmates and in March one hundred eighty-three (183), that the general average would run about one hundred sixty (160), while the Superintendent stated that the maximum capacity under reasonable conditions would be one hundred forty-five (145).

It is the opinion of this committee that should a fire occur a number of the inmates would be burned, due to the structure of the buildings, their age, the fact that they are two-story buildings with a number of the inmates staying upstairs, having very narrow stairways and the age and infirmities of the inmates would preclude their ability to get out of said building safely. We feel that the Board of Revenue should have taken steps prior to this time to relieve this situation, particularly when its attention was called to it time after time again by the Grand Jury empanelled in Jefferson County, and that its failure to do so would indicate gross negligence or lack of regard for the safety of these wards of the County.

BUDGET SYSTEM

The Act of September 25th, 1919, page 722, Section 1, provided that Courts of County Commissioners, Boards of Revenue, or other governing bodies of the county, shall have authority to adopt a Budget System for conduct of the affairs of the county, etc., while Section 6789 of the Code of 1923 provides that Courts of County Commissioners, Boards of Revenue or other governing bodies of the county must adopt a Budget System for the conduct of the affairs of the county, etc., and this committee finds that the Board of Revenue of Jefferson County did not, under the authority conferred by the Acts of 1919, exercise the option to place the affairs of Jefferson County and the various offices there upon a budget system, although we feel that a proper business administration of county affairs would demand that the budget system be adopted in order that the various county offices, etc., might be confined within the estimated income of the county for the year; we further find that the Board of Revenue in Jefferson County has absolutely ignored Section 6789 of the Code of 1923, which makes it mandatory upon them to adopt a budget system, in that they have never adopted a budget for any county office.

In this connection, it might be wise to call attention to the fact that the only reason that can be advanced for Jefferson County's obligations not

having long ago exceeded the constitutional limit of indebtedness is the fact that substantial increase in the assessment of real estate and personal property have been noted each year, and, for the information of the Legislature, we here give the total amount of increase for the past three years, as shown upon the records of the Tax Assessor's office at Jefferson County, as follows:

1924—Increase over 1923.....	\$15,740,375.00
1925—Increase over 1924.....	26,537,575.00
1926—Increase over 1925.....	19,620,537.00
	<hr/>
	\$61,898,488.00

In this connection, the affairs of Jefferson County are, in the opinion of the committee, handled as a hand-to-mouth proposition without any apparent foresight or thought being devoted to the necessity of eventually retiring either in whole or in part, the outstanding obligations of Jefferson County, which amounted on January 15th of this year to the sum of \$9,271,600.31, and which amount was recently increased by an authorization of interest-bearing road warrants in the sum of three hundred thousand (\$300,000.00) dollars, making a total of outstanding obligations of \$9,571,600.31, against which a sinking fund has never been created to take care of the outstanding obligations just mentioned.

PRINTING OFFICE

Jefferson County purchased stationery and office supplies during the year 1926 amounting to a total sum of \$49,979.69, and in addition to this expenditure, we find that the county is maintaining in the court house, a printing office, at an expense of \$2,400.00 per annum as salary for their printer alone, this committee not having ascertained, through lack of time, the amount spent by the county in equipping and maintaining said printing office,—and in the minds of the committee, no real necessity exists for maintaining this printing office, which seems to have been established for the purpose of creating a job for some one, rather than through necessity; this because of the fact that Birmingham has a large number of printing plants who certainly are in a position to supply printing needs of the county cheaper than the county can supply them with a small printing establishment of their own; and in this connection, it strikes the committee that a sum lacking a very few dollars of amounting to fifty thousand (\$50,000.00) dollars for the year 1926, seems to be excessive for stationery and office supplies. However, we were unable, due to lack of time, to make an extended audit of this matter, and merely give figures as we found them.

SANITARY SEWERAGE

Jefferson County is at this time faced with a grave sanitary problem. A study of the situation develops the fact that there should at once, or in the very immediate future, be constructed a trunk line sewer to serve the thickly populated industrial district of Fairfield. This is an urgent and an imperative necessity. This sewer, as estimated will cost approximately two hundred fifty thousand (\$250,000.00) dollars. They are also faced with the necessity of building a trunk line sewer in Shades Valley, a district which has probably developed more in the last three years than any other one place in Alabama, and this development is increasing from day to day. Millions of dollars are being invested in homes in Shades Valley and an adequate sewer for this territory will cost in excess of four hundred thousand (\$400,000.00) dollars. The engineer for the City of Birmingham ad-

vises that the present sanitary sewers constructed by the County to serve the City are entirely inadequate and additional facilities must shortly be had. This project alone will total a vast sum of money, although no estimate, so far as we know, has been made as to the cost thereof. Conditions are such that, under the present situation, we find that in one instance, sewerage poured out of the manholes, creating an unbearable situation, which condition should, in the interest of public health, be remedied. The City of Birmingham now, in the extension of its own sewers, has to put pumps in the low territories to raise the sewerage to flow in the system. These pumps are very expensive and their operation is not entirely satisfactory.

The City of Birmingham alone now has seven thousand homes that are without sewer facilities, and there is an effort being made to connect these homes with the present sewer system, which will merely mean overloading facilities already overloaded. In view of the fact that sanitation is one of the most important matters that confront a community, it is our opinion that a general sanitary bill, broad in its scope and application, should be introduced, giving the Governing Board of the County ample power to make the vital improvements necessary, taking into consideration the prospective growth of the county, in order that the facilities once provided would be ample to care for future expansion, and this bill should contain, in our opinion, a provision clearly authorizing the issuance of bonds for this purpose, and also creating in the governing board of the county such police powers as is now vested in municipalities to require all persons within the drainage district to connect with the sewers, and should also contain adequate machinery for assessing the property holder within the drainage district with the cost of the laterals.

This suggestion, of course, is merely for the purpose of calling attention to an acute situation that vitally affects the public health and future growth and expansion of the community from a material as well as a moral standpoint, and we feel that this matter should be given the most careful attention and greatest thought in the preparation of legislation to effectuate the purposes pointed out, and that competent engineering advice should be sought so that the bill, when drafted, would not be inadequate or faulty in any detail.

SALARIES

This committee is of the opinion that the scale of salaries existing in Jefferson County is out of line with salaries paid for like services by corporations, individuals, or by the State Government, in its various departments, and rather than make this report cumbersome with a mass of detail, we show the salary average of each department exclusive of the Bessemer division, including clerical and stenographic help. The Tax Assessor's office, with twelve employees, has an average salary of one hundred ninety three (\$193.00) dollars per month; the criminal division of the Circuit Court, with twelve employees, has an average salary of one hundred seventy (\$170.00) dollars per month; the civil division of the Circuit Court, with twenty-six employees, has an average salary of one hundred ninety (\$190.00) dollars per month; the Probate office, with forty-one employees has an average salary of one hundred fifty-five (\$155.00) dollars per month; the Chancery Court, with ten employees, has an average salary of one hundred seventy-four (\$174.00) dollars per month. The Domestic Relations Court No. One, with nine employees, has an average of one hundred fifty-five (\$155.00) dollars per month, this exclusive of cooks and attendants, etc., drawing salaries in the neighborhood of ten (\$10.00) dollars to thirty-five (\$35.00) dollars per month; Domestic Relations Court No. Two, with seven employees, draws an average salary of one hundred nineteen (\$119.00) dol-

lars per month; Sheriff's Department, with thirty-five employees, draws an average salary of one hundred ninety-six (\$196.00) dollars per month; Wardens at County jail, with ten employees, draw an average salary of one hundred seventy-seven dollars and fifty cents (\$177.50) per month; the Health Department, with five employees, draws an average salary of one hundred fifty dollars, sixty-one cents (\$150.61) per month; the five clerks in the Board of Revenue office draw an average salary of two hundred twenty-seven (\$227.00) dollars per month; the miscellaneous employees, nineteen in number, draw an average salary of one hundred seventy-four (\$174.00) dollars per month; the custodians, night watchmen, electricians, plumbers, matrons, etc., of the court house, seven in number, draw an average salary of one hundred sixty-two (\$162.00) dollars per month; the Road Department employees, six in number, receive an average salary of two hundred thirty-six (\$236.00) dollars per month. The Sanitary Department employees, five in number, receive an average salary of one hundred forty-eight (\$148.00) dollars per month, and the employees of the Solicitor's office, eleven in number, receive an average salary of two hundred fifty-three (\$253.00) dollars per month, the average salaries being arrived at, of course by adding the individual salaries and dividing by the number of employees in each department, so that in many instances just cited, one or two employees at minor figures, pull the average down. But we find the tendency throughout the court house, for clerical help, to pay from one hundred fifty (\$150.00) dollars to two hundred seventy-five (\$275.00) dollars per month, which strikes us, on its face, as being excessive, and the time of this investigation being so short, and its scope so broad, we are of the opinion that some departments have an excessive number of employees; however, we were unable to check that phase of the situation closely enough to make positive statement, although people well informed in court house circles admitted to the committee that several departments had an excessive number of employees.

SHERIFF

The committee found that the Sheriff's Department, under the administration of Mr. T. J. Shirley, cost the County of Jefferson in the neighborhood of three hundred thousand (\$300,000.00) dollars over and above all fees credited; and in view of the fact that the present incumbent, Mr. Hartsfield, only went in office in January of this year, the committee was unable to make an investigation that would be of any practical benefit, due to the fact that under present conditions existing in Jefferson County, the personnel of the office would govern this situation to a large extent, as the committee is informed that the Ex-Sheriff made little, or practically no effort to collect executions, etc., but that the present incumbent is a vigorous official who devotes all of his time to the operation of the office, and that his record will probably show a vast improvement over the former administration.

BESSEMER CUT-OFF

After a thorough investigation, and a consideration of conditions affecting Jefferson County as far as the Bessemer cut-off is concerned, and having held open meetings in Bessemer and Birmingham, for the purpose of hearing the proponents of a new county, and those opposed to it, this committee recommends that a constitutional amendment be submitted, for the purpose of creating a new county to be composed of the thirteen precincts now embodied in what is known as the Bessemer Cut-Off, which is

defined by well established lines existing over a period of some twenty-five years, and embodied in maps of Jefferson County.

A constitutional amendment is necessary to effectuate this properly, in view of the fact that Section 7 of the Constitution requires any new county created to be of at least six hundred square miles in area. We feel that the fundamental principle of taxation, without representation, is being violated under conditions as they now exist, due to the fact that the Bessemer Cut-Off has not, at this time, a representative in the Legislature from their territory, and can always be kept without a representative, should the people of Jefferson County see fit to do so. We find very little opposition in Birmingham to the proposed new county, as a great majority of well informed Birmingham citizens have stated to this committee that they feel it will be to the best interests of both Bessemer and Birmingham, as well as the State at large, should a new county be created, and the prime reasons that actuate this committee in making this recommendation is the fact that the assessed valuation of property in the Bessemer Cut-Off for the year 1926 was \$48,-550,904.00 and the total taxes paid in the Bessemer Cut-Off for the year 1926 was \$1,142,643.18. The volume of business in the Probate office in the Bessemer Cut-Off from October, 1925, to October, 1926, being one hundred eighty thousand (\$180,000.00) dollars, and automobile tags issued in the Bessemer Cut-Off since October 1st, 1926 being in excess of seven thousand, and business licenses issued since October 1st, 1926 being in excess of one thousand nine hundred fifty (1,950).

The Bessemer Cut-Off has at this time a court house and a complete duplication of offices existing in Jefferson County. They have a branch office of the Probate Court, where all matters belonging in the probate office arising in the Bessemer Cut-Off are transacted. They have a branch office of the Board of Revenue, a Tax Assessor, a Tax Collector, a County Treasurer, all having offices in the Bessemer Cut-Off. They have a division of the Circuit Court of Jefferson County that has final jurisdiction over the territory embraced in the Bessemer Cut-Off, the jurisdiction of the Birmingham Court being excluded, except in chancery matters, where it is concurrent. They have a Sheriff's office. They have a Solicitor, and his assistants, the Solicitor being elected in the Bessemer Cut-Off, and these facts being considered along with the fact that this territory embraces a population of about seven-five thousand people, and the further fact that we find the administration of all the offices in the Bessemer Cut-Off to be much more economical, business like, and under a much more efficient basis, than the parent offices situated in the court house at Birmingham, and that the only real objection being expressed to a new county was the objection of attorneys for the Tennessee Coal, Iron & R. R. Company on the theory that they disliked to assess their property for taxation in two counties.

JUDICIARY

Jefferson County now has ten Circuit Judges, and in certain quarters, there is a great deal of pressure for the creation of another circuit judgeship for Jefferson County, under the theory that this necessity exists in order to have the new Circuit Judge, when created, preside over all appeal cases from the Recorder's Court, thereby allowing the other Judges to relieve the present congestion of the Circuit Court dockets that exist, and this committee has painstakingly considered this proposition from every angle and is of the opinion that no real necessity exists for the creation of an additional judgeship, as we find that the Judges, one of whom is designated as a Presiding Judge, seem to be working without any real system in the arrangement and handling of their dockets; that they open court at nine o'clock in

the morning, take time out for dinner and close promptly at five, and that they are allowed and take a three month's vacation each year, and we further find that one Judge will possibly wind up matters before him at one or two o'clock and roam off for the afternoon, leaving possibly another Judge in the next room, with several cases undisposed of. We feel that the vacation period should be reduced from three months to one month, thereby being equivalent to twenty month for one Judge, and giving Jefferson County a practical addition of almost two Judges without increasing the number of Judges.

HILLMAN HOSPITAL

The Hillman Hospital, a charitable institution, maintained by the county, our audit shows, cost Jefferson County for the year 1926, \$157,518.54, for supplies, maintenance, salaries, repairs, etc., alone, and there is now being constructed, an addition to the Hillman Hospital, which will run the maintenance cost up to or in the neighborhood of three hundred thousand (\$300,000.00) dollars per year. The County contends that the City should be required to contribute to the support of the hospital, in view of the fact that practically sixty-five (65%) per cent of the patients cared for there come from within the City of Birmingham. On the other hand, the City takes the position, which this committee feels to be proper, that sixty-four per cent of the entire taxes paid to Jefferson County comes from the City of Birmingham, and that the citizens of the City of Birmingham pay this county tax, in addition to their city tax, and that the proportion of the patients cared for by the Hillman Hospital represents the same ratio as the proportion of taxes paid into the general fund of Jefferson County, out of which this maintenance comes, by citizens of the City of Birmingham. This committee feels and recommends that there be submitted to the people of Jefferson County a special Hillman Hospital tax of one-tenth of one per cent (1/10%), similar to their road and bridge tax, as it now exists, the proceeds of said tax to be used solely for the maintenance and support of the said Hillman Hospital, and any residue remaining to be a sinking fund, for the purpose of retiring the Hospital bond and such further expansion as may be necessary in said hospital.

We are informed that the present ten cent Road and Bridge Tax Fund, which is the proportion of one-tenth of one per cent we have just advocated, at the present time, brings in a total revenue of three hundred three thousand (\$303,000.00) dollars a year. This will of course increase as Jefferson County grows and expands and would, in the opinion of the committee, be an equitable and just manner of raising funds necessary for the support and maintenance of this hospital, having the burden borne equally by all citizens, irrespective of territorial lines within the county, placing such a small burden on each taxpayer as hardly to be noticed by him, and relieving the general fund of the county of this burden, as it now exists.

BOARD OF REVENUE

This committee feels that its investigations lead to the conclusion that the Board of Revenue, or governing body of the county, should be composed of three members, rather than five, and that they should be elected or appointed for alternate terms of two, four and six years, and that, at the expiration of each term, a new member should be elected for a six year period, thus putting new blood in the governing board of the county every two years, and at the same time maintaining a majority of the Board to insure against a disruption of matters pertaining to the County that may have been planned and are under way. We feel that the Board should have the

power and authority to fix the number and the salaries of all subordinate employees and deputies of the county in the following office: Probate Judge, Tax Collector, Tax Assessor, Jury Commission, Election Commissioner, or Board of Registrars, Clerk Civil Division of the Circuit Court, Clerk Criminal Division of the Circuit Court, Register in Chancery, Deputy Sheriffs, Bailiffs in the Circuit Courts, Clerks or Deputy Clerks in the Circuit Courts and Clerks in the two divisions of the Municipal Courts of Birmingham, and that they shall have power to require bailiffs, when not otherwise engaged to perform such services for the Sheriff as the Board may deem necessary, thereby giving the governing body of the county an opportunity to handle the county affairs as the affairs of a large corporation of like magnitude would be handled, and creating the opportunity to put the county on a real business basis, effecting many economies and increasing the efficiency of the various offices, and, at the same time, leaving, where it rightly belongs, the choice of the office holders of each of the various offices to the people.

CONCLUSION

In the beginning of this report, under General Conditions, the statement was made that a thoroughly unsystematic and unbusinesslike administration of county affairs existed, and as a result, extravagance has been tolerated in the administration of county affairs that would place private corporations of like size and character in the hands of the receivers, etc., and, in conclusion, we point out a few of the outstanding conditions as shown by this report that lead us to the conclusion mentioned in the beginning.

Jefferson County has \$1,116,600.31, outstanding indebtedness, upon which a county the size of Jefferson is paying eight per cent.

As pointed out, relatives are employed in the face of the statute prohibiting same.

Jefferson County, in three years, has shown a monthly salary increase of \$21,329.13, or an annual salary increase of \$255,949.56.

Jefferson County maintains a paid lobbyist, which we think to be contrary to public policy, and there should be no necessity for such service, and in addition to this, Jefferson County has paid out as attorney's fees, as shown under that heading in this report, what seems to this committee to be largely excessive.

Although the Grand Jury has from time to time called the attention of the Board of Revenue to the condition of the Alms House, as shown in this report, no effort has ever been made to relieve same.

Flying straight in the teeth of the statute making it mandatory, the Board of Revenue has failed to put a budget system into effect.

This report shows, beyond question, that the constitutional limitation of debt would have been exceeded, if it were not for the enormous increase of property values, amounting from 1922 to 1926 alone to the sum of \$61,-898,488.00.

Jefferson County now has outstanding obligations amounting to \$9,571,-600.31, and no effort has been made or sinking fund created for the purpose of retiring any part of this indebtedness.

* * * *

The work of this committee has necessarily covered a wide range within a short length of time, and we have endeavored to make our report as brief as possible, consistent with our findings. We trust that the members of the Legislature will examine the report with care, as we have freely criticized departments and methods in order to call attention to wrongs so that they might be righted.

We wish to emphasize the fact that it has been our honest, heart-felt purpose and earnest endeavor to perform for Jefferson County, real service, out of which constructive legislation may ensue. We have not laid open sore and waste places to satisfy curiosity, or embarrass individuals, but have only pointed out errors in order that something may be done to improve conditions in Jefferson County, and insure for the future, honest, economical and businesslike administration of its affairs.

The committee wishes, before concluding, to express its heartfelt thanks to Mr. G. C. Dean, its Auditor, who conducted the auditing features of the investigation, with the able assistance of Mr. D. A. Teale, for their honest and conscientious services, and we also extend the thanks of the committee to Mr. Ben Ruff, our Clerk for his uniform courtesy, and to Miss Katharine Borom, for her courteous and able assistance to us.

Respectfully submitted,
Jefferson County Legislative Investigating Committee,

R. M. Guy, Chairman,
Millard I. Jackson,
R. S. Ward,
Thos. W. Bradford,
T. E. Martin.

ORDER TO PRINT

On motion of Mr. St. John 500 copies of the report of the several Recess Committees were ordered printed for the use of the House.

MESSAGE FROM THE SENATE

Mr. Speaker:

The Senate has originated and adopted the following Joint Resolution and sends same herewith to the House,

By Mr. Edgar:

S. J. R. 45. Be it resolved by the Senate, the House concurring, that:

Whereas, it has come to the attention of the Alabama Legislature that the Woodmen of the World, a fraternal insurance society, has definitely decided to remove its national headquarters from Omaha, Nebraska, to some section more nearly in the center of the Woodmen population, and

Whereas it is our belief that Alabama offers an ideal location for such national headquarters,

Therefore be it resolved, First, that his Excellency, Hon. Bibb Graves, Governor of Alabama be and is hereby requested to extend an earnest invitation to the Executive officers of the Woodmen of the World to locate in this State;

Second, that a copy of this resolution be forwarded to Hon. W. A. Fraser, Sovereign Commander of the Woodmen of the World.

Third, that the above shall apply to any fraternal insurance or benefit society contemplating removal from their present home office site to some other state.

J. E. Speight,
Secretary.

SENATE MESSAGE

On motion of Mr. Simpson the Rules were suspended and the S. J. R. 45 was concurred in and adopted.

ADJOURNMENT.

On motion of Mr. Jeter the House adjourned until tomorrow morning at 11 o'clock.

TWENTIETH DAY

Montgomery, Alabama.
House of Representatives.
Wednesday, June 8, 1927.

The House met pursuant to adjournment.

PRAYER

The session was opened with prayer by Rev. Mr. Mullen of the House.

ROLL CALL

On a call of the roll of the House the following members answered to their names:

Messrs:			
Mr. Speaker	Christian	Grove	Jordan (Etowah)
Adcock	Cockrell	Gullatt	Jordan (Washington)
Allen	Cook	Guy	Kirkpatrick
Anderson	Darden	Hampton	Langdon
Ashcraft	Deloney	Harwood	Lawler
Baldwin	Denson	Hawkins	Lee
Bartlett	Desear	Hightower	Lovelace
Beebe	Edmundson	Hollis	Luck
Brunson	Edwards	Howard	McAdory
Bryant	Fite	Howell	Martin
Burleson	Frey	Hughes	Matthews
Burns	Golson	Jeter	Merrill
Byars	Goode	Johnson	Miller (Marengo)
Cannon	Graves	Jones (Bullock)	Miller (Sumter)
Carter	Green	Jones (Cleburne)	Molette

Monk	Powell	Sanderson	Tunstall
Moxley	Quillin	Shepherd	Vickers
Mullen	Rankin	Shivers	Waddell
Nipper	Reeder	Simpson	Wallace
Norman	Ringer	Smith	Ward (Geneva)
Owens	Rivers	Starnes	Ward (Tuscaloosa)
Parish	Rogers (Elmore)	Stephens	Ware
Patterson	Rogers (Mobile)	Stewart (Bibb)	Webb
Pegues	St. John	Stewart (Calhoun)	Weldon
Pitts	Sanders (Conecuh)	Thompson	Winn
Poole	Sanders (Pike)	Tompkins	

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A quorum was present.

JOURNAL

The Chairman of the Standing Committee on Revision of the Journal made the following report:

REPORT OF STANDING COMMITTEE ON REVISION OF THE JOURNAL

Mr. Speaker:

Your standing committee on Revision of the Journal begs leave to report that said committee has carefully examined the Journal of the House for the Nineteenth legislative day, and finds same correct.

R. G. Langdon,
Chairman.

The report of the committee was concurred in and adopted and the Journal for the Nineteenth legislative day was approved.

LEAVE OF ABSENCE

Was granted to Messrs. Hubbard, Goodwyn and Morrow for today.

RESOLUTION

The following resolution was introduced:

By Mr. Goode:

H. J. R. 66. Whereas, The Congress of the United States has passed an Act approved by the President February 24, 1925, entitled, "An Act to authorize the more complete endowment of agricultural experiment stations and for other purposes," and

Whereas, It is provided in Section 2 of said act that "the grants of money authorized by this Act are made subject to legislative assent of the several states and territories to the purpose of said grants"; therefore be it

Resolved by the House, the Senate concurring, that the assent of the Legislature of the State of Alabama be and is hereby given to the purposes of the grants made in this Act, and that the Trustees of the Alabama Polytechnic Institute are hereby authorized and empowered to receive and apply them for the benefit of the agricultural experiment station in accordance with the terms and conditions expressed in the Act of Congress aforesaid.

And the resolution was referred to the Standing Committee on Rules.

INTRODUCTION OF BILLS

On a call of Counties Bills were introduced, severally read one time and referred to appropriate Standing Committee as follows:

By Mr. Stewart of Bibb. (Notice and Proof) :

H. 417. To provide for the establishment, change and discontinuance of public roads in Bibb County, Alabama.

Local Legislation.

Notice and Proof H. 417.

PROPOSED LEGISLATION

The following bills will be presented for passage by the Legislature of Alabama, 1927: A bill to be entitled An Act for Bibb County; to provide for the establishment, change and discontinuance of public roads in the County of Bibb, Alabama, and the manner, by application to the commissioners' court, and of giving notice of the same and the time notice shall be given and the appointment of a jury of three disinterested freeholders to view and mark out said route and assess the damages if any.

This is to certify that the proposed notices of bills hereto attached were published in the issues of the Blocton Enterprise of March 10, 17, 24 and 31, 1927.

C. E. Allen,
Publisher Blocton Enterprise.

Sworn to and subscribed before me this 31st day of May, 1927.

W. H. Wright,
Notary Public for Bibb County, Alabama.

By Mr. Stewart of Bibb (Notice and Proof) :

H. 418. To provide for the election of a County Superintendent of Education for Bibb County, Alabama, to prescribe his qualifications and to fix his salary and term of office.

Local Legislation.

Notice and Proof H. 418.

A bill to be entitled An Act to provide for the election of a County Superintendent of Education for Bibb County, Alabama, and to provide his qualifications, and to fix his term of office and to fix his salary and the manner of electing said superintendent by the qualified voters of Bibb County, Alabama.

This is to certify that the proposed notices of bills hereto attached were published in the issues of the Blocton Enterprise of March 10, 17, 24 and 31, 1927.

C. E. Allen,
Publisher Blocton Enterprise.

Sworn to and subscribed before me this 31st day of May, 1927.

W. H. Wright,
Notary Public for Bibb County.

By Mr. Poole:

H. 419. To amend Sections 5, 10, 13, 16, and 22 of an act entitled, "An Act relating to and to further provide for the revenue of the State of Alabama by providing for the registration and identification of motor vehicles, motor tractors, jitney busses and trailers used on the public highways of Alabama, and for the registration or license fee therefor, and to further provide for the revenue of the State of Alabama. Approved September 13, 1923.
Public Roads and Highways.

By Mr. Poole:

H. 420. To amend Section 13 of an Act entitled, "An Act to impose an excise tax, in addition to that already imposed by the Act approved February 10, 1923; on persons, corporations, co-partnerships, companies, agencies or associations engaged in the business of selling, distributing, storing or withdrawing from storage for any purpose whatsoever gasoline or other liquid motor fuels or devices or substitutes therefor in this State; and providing for the collection and payment of such tax and distribution of the funds derived therefrom, and providing for its enforcement and fixing a penalty for the violation of any of the provisions hereof. Approved Jan. 25, 1927.

Public Roads and Highways.

By Mr. Poole:

H. 421. To amend the title and Sections 1, 2, 3, 4, 5, 6, 7, 8, 11 and 12, of an Act entitled, "An Act imposing an excise tax on persons, corporations, co-partnerships, companies, agencies or associations engaged in the business of selling, or distributing gasoline or other liquid motor fuels in this State—providing for the collection and payment of such tax and the distribution of the funds derived therefrom and fixing the penalties for the violation of any of the provisions of this act, approved Feb. 10, 1923.

Public Roads and Highways.

By Mr. Darden:

H. 422. To require all public ginners of this State to keep a separate book or record of all cotton ginned by them grown or raised in any other county of this State other than the county in which the gin is located, and to furnish free of charge to the agent, officer or person appointed or designated to make or take census or report and to provide no report shall be made by

agent, person or officer of the county where gin is located of cotton grown or raised in any other county of this State on cotton ginned in this State, and to provide a penalty for failing to comply with the provisions of this act.

Agriculture.

By Mr. Cannon (Notice and proof) :

H. 423. To create the office of county treasurer for Fayette County, prescribe his duties, fix his salary and provide a method of election to said office.

Local Legislation.

Notice and proof H. 243

NOTICE OF LOCAL LAW

The State of Alabama,
Fayette County.

Notice is hereby given that a bill will be introduced in the Legislature of Alabama at the regular session which convened on Tuesday, the 11th day of January, 1927, and of the intention to have said bill passed and enacted at said session the substance, essential and material parts thereof, and the bill in full as part of this notice being as follows:

A bill to be entitled An Act to create the office of County Treasurer for Fayette County, prescribe his duties, fix his salary and provide a method of election to said office.

Section 1. Be it enacted by the Legislature of Alabama, That the office of county treasurer for Fayette County is hereby created.

Section 2. That at the general election held in this State in November, 1928, and each four years thereafter, there shall be elected by the qualified electors of the county, a county treasurer for Fayette County, who shall hold office for four years from the first Monday in January after the second Tuesday in January, next after his election, and until his successor is elected and qualified.

Section 3. That the salary of the county treasurer shall be seven hundred and fifty (\$750) dollars per annum payable monthly out of the county treasury upon the warrant of the Judge of Probate drawn upon the county treasurer of said county.

Section 4. That the code of Alabama, 1923, shall in all things apply to and govern the county treasurer elected under this Act when not in conflict with the provisions hereof.

Section 5. That all laws and parts of laws, general local or special, insofar as they are in conflict with the provision hereof, are hereby repealed.

W. M. Cannon.

PUBLISHER'S AFFIDAVIT

The State of Alabama,
Fayette County.

Before me, R. F. Peters, Register of the Circuit Court in and for said County, in said State aforesaid, personally appeared Thos. M. Peters, Jr., who, being duly sworn, doth depose and say that he is publisher of The Northwest Alabamian, a weekly newspaper published in the Town of Fayette, State and County aforesaid, and that a certain advertisement (a true copy of which is hereto attached) has been published in said newspaper once a week for 4 consecutive weeks prior to the 9th day of March, 1927, and the respective numbers and dates of said newspaper in which said publication was made are the following, to-wit: The 12th day of January,

1927; the 19th day of January, 1927; the 26th day of January, 1927; the 2nd day of February, 1927; the 9th day of February, 1927.

Thos. M. Peters, Jr., Publisher.

Sworn to and subscribed before me, this 4th day of June, 1927.

R. F. Peters,

Register of the Circuit Court.

By Mr. Cannon (With Notice and Proof) :

H. 424. To regulate and prescribe the manner of voting for and electing county commissioners for Fayette County by the qualified voters of the entire county.

Local Legislation.

Notice and Proof H. 424.

NOTICE OF LOCAL LAW

The State of Alabama,
Fayette County.

Notice is hereby given that a bill will be introduced in the Legislature of Alabama at the regular session which convened on Tuesday, the 11th day of January, 1927, and of the intention to have said bill passed and enacted at said session the substance, essential and material parts thereof, and the bill in full as part of this notice being as follows:

A bill to be entitled An Act to regulate and prescribe the manner of voting for and electing county commissioners of Fayette County by the qualified voters of the entire county.

Section 1. Be it enacted by the Legislature of Alabama, That at all general elections hereinafter held for State and county offices, at which county commissioners are to be elected for Fayette County, they shall be elected for each district of said county, as now constituted by the qualified voters of the entire county, at the expiration of the term of each of the present commissioners.

Section 2. That no person shall be eligible to election as county commissioner for any of the districts as now constituted, unless he or she shall be a qualified elector of said district.

Section 3. That all laws and parts of laws in conflict with the provisions of this Act be and the same are hereby repealed.

W. M. Cannon.

PUBLISHER'S AFFIDAVIT

The State of Alabama,
Fayette County.

Before me, R. F. Peters, Register of the Circuit Court in and for said County, in said State aforesaid, personally appeared Thos. M. Peters, Jr., who, being duly sworn, doth depose and say that he is publisher of The Northwest Alabamian, a weekly newspaper published in the Town of Fayette, State and County aforesaid, and that a certain advertisement (a true copy of which is hereto attached) has been published in said newspaper once a week for 4 consecutive weeks prior to the 9th day of March, 1927, and the respective numbers and dates of said newspaper in which said publication was made are the following, to-wit: The 12th day of January, 1927; the 19th day of January, 1927; the 26th day of January, 1927; the 2nd day of February, 1927; the 9th day of February, 1927.

Thos. M. Peters, Jr., Publisher.

Sworn to and subscribed before me, this 4th day of June, 1927.

R. F. Peters,

Register of the Circuit Court.

By Mr. Cannon (With Notice and Proof) :

H. 425. To provide for the establishment, discontinuance, construction, use, working and maintenance of the public roads and bridges of Fayette County, Alabama; to define the duties and powers of the Court of County Commissioners, or other governing body of Fayette County with regard to the same; to fix penalties for the violations of the rules, regulations and laws of the Court of County Commissioners, or other like governing body of said county; to provide for the better building, maintenance and protection of the public roads and bridges of Fayette County; to provide funds, regulations and penalties to carry the provisions and purposes of this act into effect; to provide for the more efficient working, construction and repair of the public roads and bridges in Fayette County, Alabama; to provide for the appointment of road foreman in the several precincts in the county, and to fix their compensation and define their duties and powers and penalties for violation thereof; to provide for a commutation fee in lieu of working the roads; to create a separate and special road fund for said county, and to prevent obstruction and damage to the public roads and bridges of said county, and to provide penalties for all violations of the road laws.

Local Legislation.

Notice and Proof H. 425.

NOTICE OF LOCAL LAW

The State of Alabama,
Fayette County.

Notice is hereby given that a bill will be introduced in the Legislature of Alabama at the regular session which convened on Tuesday, the 11th day of January, 1927, and of the intention to have said bill passed and enacted at said session the substance, essential and material parts thereof, and the bill in full as part of this notice being as follows:

A bill to be entitled An Act to provide for the establishment, discontinuance, construction, use, working and maintenance of the public roads and bridges of Fayette County, Alabama; to define the duties and powers of the court of county commissioners or other governing body of Fayette County with regard to the same; to fix penalties for the violations of the rules, regulations and laws of the court of county commissioners, or other like governing body of said county; to provide for the better building, maintenance and protection of the public roads and bridges of Fayette County; to provide funds, regulations and penalties to carry the provisions and purposes of this Act into effect; to provide for the more efficient working, construction and repair of the public roads and bridges in Fayette County, Alabama; to provide for the appointment of road foremen in the several precincts in the county, and to fix their compensation and define their duties and powers and penalties for violation thereof; to provide for a commutation fee in lieu of working the roads; to create a separate and special road fund for said county, and to prevent obstruction and damage to the public roads and bridges of said county, and to provide penalties for all violations of the road laws.

Be it enacted by the Legislature of Alabama:

Section 1. That the Court of County Commissioners of Fayette County, Alabama, are hereby invested with a general superintendence of the public roads, bridges and ferries, within the County of Fayette, and may establish new, and change and discontinue old roads or bridges in said county so as to render travel over the same as safe and convenient as practicable; to this end they are given legislative, judicial and executive powers, except as limited herein. They may establish, promulgate and enforce rules and regulations, make and enter into such contracts as may be necessary, or as may be deemed necessary or advisable by such courts, to build, construct, make, improve and maintain a good system of public roads, bridges, or ferries, in said county, and to regulate the use thereof.

Section 2. That it shall be unlawful for any person, firm or corporation to violate any rule, regulation or law which may be adopted or promulgated by the Court of County Commissioners under the authority conferred by this Act, relating to the use, control, care, working, operation or maintenance of any public road, bridge or ferry, and any person, firm or corporation violating the same shall be deemed guilty of a misdemeanor, and upon conviction shall be fined not less than five nor more than one hundred dollars, and may also be sentenced to hard labor for the county for not more than thirty days, either or both, and each violation thereof shall constitute a separate offense.

Section 3. That the Court of County Commissioners of said county may transfer to the road fund of the county any part or any surplus of general funds of the county in the county treasury, whenever in the judgment of such court it will promote the interest of the county to make such transfer. Any surplus or any part of general funds so transferred, shall be used only for the working or maintenance of the public roads, or the building or maintenance of bridges or otherwise improving the public roads of the county.

Section 4. That for the purpose of maintaining the public roads and bridges, the said County of Fayette is hereby divided into road districts, each precinct of said county to constitute a separate district, and it shall be the duty of the Court of County Commissioners to appoint a foreman for each of said districts, but if deemed advisable, the Commissioners Court, for good and sufficient reason, may change the boundaries of the different districts, or decrease the number in said county, and may appoint foremen of said sections of roads regardless of districts, by placing an order on the minutes of said court making such changes and giving reasons therefor. The terms of office for the said foreman shall be one year from date of appointment, and until their successor is appointed, but may be discharged by said Commissioners Court for neglect of duty or inefficiency, and when a vacancy for any cause occurs, the Commissioners Court shall appoint some suitable person to fill the unexpired term.

Section 5. The Probate Judge of the county shall have authority to collect and receipt for commutation fees from hands or persons subject to road duty in any precinct in the county, and shall keep an accurate account of all money collected in the various precincts in said county, showing a list by precincts of the names, amount and date of those who have paid a commutation fee, and he shall also furnish the foreman of each precinct with a list of persons who pay the commutation fee to him in lieu of personal service, and he shall turn into the county treasurer to the credit of the precinct therein the tax payer resides, all such taxes so collected by him.

Section 6. That all persons are liable to work on the public roads of Fayette County except women, and all men under the age of eighteen and over the age of forty-five; all persons who have lost an arm or leg; and all persons who by nature or disease, are rendered incapable of hard labor, who shall procure a certificate of such incapacity from the county board of

health, are exempted from working on public roads; but a certificate of such incapacity from two reputable practicing physicians shall also be sufficient.

Section 7. That every male person in said county who is over the age of eighteen, and under the age of forty-five not exempt by law, shall be subject to road duty, and shall be compelled to work on the public roads or repairing bridges for not more than ten days in each year and eight hours actual work each day, provided, any person subject to road duty may be relieved from working on the roads by paying a money compensation, or fee of five dollars per capita per annum to the road foreman or probate judge of said county, on or before the first day of January of each year to become delinquent if not paid on or before February first of each year, and if not paid by the first day of February of each year, the Commissioners Court may, in its discretion, allow said commutation fee to be discharged by the payment of seven dollars and fifty cents, said money to go to the road fund of said county, and to be appropriated exclusively for the public roads or bridges in the district in which said commutation or money compensation is paid. That all persons subject to road duty, who fail to pay said money compensation in lieu of the labor required by law upon public roads, shall be compelled to work on the public roads of said county for not more than ten days, and provided further, that all persons subject to road duty moving into said county after the first day of January in any year, shall be liable to road duty for the remainder of the year at the rate of ten days work for twelve months, and shall have the option of commuting said work by paying to the foreman of his district, or the Probate Judge of said county, or other persons designated by the Commissioners Court for his district, in discharge of such liability at the rate of five dollars for ten days' work, and the road year shall be the same as the calendar year. Road foremen liable to road duty shall not be exempt from road duty, except by payment of the commutation fee or work on public roads for not more than ten days in each year.

Section 8. That all male inhabitants of the county between the ages of twenty-one and sixty years are subject to road duty under this Act as foremen.

Section 9. That the Court of County Commissioners may transfer for maintenance of public roads, any surplus of the fine and forfeiture fund of the county in the county treasury, or any part of such surplus, whenever in the judgment of such court it will promote the interest of the county to make such transfer for road purposes. Any surplus so transferred shall be used only for working of public roads or the building or repairing of bridges or otherwise improving the public roads of Fayette County.

Section 10. That in the event of the destruction of a bridge, or damage thereto, rendering the same impassable or dangerous, or the condition of any public road becomes impassable from any other cause, or in any other emergency, the county commissioners may immediately contract for the repair or rebuilding of such bridge or road, without advertisement, if the public good requires it.

Section 11. That the right of way is granted to any person or corporation having the right to construct telegraph or telephone lines within this State to construct them along the margin of the right of way of public highways, but subject to removal or change by the Court of County Commissioners.

Section 12. That the Court of County Commissioners of Fayette County, are hereby given the right of eminent domain for the purpose of establishing and changing public roads, and bridges in said county, provided that when an appeal is taken from any assessment in a condemnation proceeding brought by said county, such appeal shall not deprive the county when judgment of condemnation is obtained, of a right of entry for any and all purposes named in the condemnation proceeding, provided the amount of dam-

ages assessed shall have been paid into court in money, and a bond shall have been given in not less than double the amount of damages assessed with good and sufficient sureties to be approved by the clerk of the court to which the appeal is taken conditioned to pay such damages as the owner of the property may sustain.

Section 13. That it shall be the duty of each foreman during the month of January in each year to take a census of the persons within the area assigned to him who are subject to road duty, giving the age and color of each person, and turn a list of such persons into the office of the Probate Judge, and said foreman shall keep an accurate statement of the names of all persons who pay commutation fees or money compensation in lieu of working the road, and report the same to the Probate Judge, and shall also account to the said Judge of Probate for all unused or mutilated receipts and the stubs of receipts issued, and also report to the Probate Judge for the inspection of the Court of County Commissioners an itemized account and correct dates of all money expended, and for what purpose, and the name, date, and number of hours worked per day of all road hands on the public roads. Before entering upon his duties, each foreman shall subscribe to the statutory oath to faithfully perform his duties, which oath may be administered by any officer legally authorized to administer the same and said foreman shall execute bond with sufficient surety in the sum of five hundred dollars payable to Fayette County, Alabama, conditioned for the faithful discharge of his duty and to promptly account for all money coming into his hands belonging to the road fund and for tools or other property coming into his possession belonging to the county.

Section 14. That it shall be the duty of the Probate Judge to enter the names of all persons who are subject to road duty in a suitable ledger which shall have appropriate columns for credit of money or labor and also to furnish all other books or stationery necessary for the proper administration of the road law, at the expense of the county, to be purchased and paid for in the same way and manner that other necessary stationery is purchased and paid for by the county, and the compensation of said Judge of Probate for all services rendered under the road law shall be the same as he now receives, as provided by law.

Section 15. That the foreman of each district shall report the condition of the roads and bridges in his district to each grand jury of said county, should any part of the roads over which they have supervision be bad, or any of the bridges defective.

Section 16. That it shall be the duty of each member of the Court of County Commissioners of Fayette County, to carefully inspect the condition of the public roads and bridges within the district for which they were elected commissioner, once within every six months, or at any time deemed necessary, and report the true condition of said roads and bridges to the Commissioners Court. They shall personally inspect all work let out by contract in the respective districts to see that the specifications are fully carried out in compliance with the contract entered into with the contractor, before said work is paid for, provided the Commissioners Court may, if they deem advisable, appoint some other person to inspect said work, and said commissioner for performing said duties shall receive the same pay per day and mileage, to be paid in the same way and manner as County Commissioners are now paid, and said claim shall regularly be passed upon by the Commissioners Court before payment thereof.

Section 17. That it shall be the duty of each foreman of each road district, or some other person appointed by him, to warn the person or hands subject to road duty by giving three days' notice in person or in writing, to be left at the residence of said person liable to road duty, to meet at such time and place as the foreman of the road may appoint, and with such implements, tools or property liable to road duty as he may direct.

Section 18. That any person liable to road duty, who fails or refuses, after legal notice to work the public roads, either in person or by substitute, without a sufficient excuse thereof, must, on conviction, be fined not less than five dollars, and may also be imprisoned in the county jail, or put to hard labor for the county for not more than twenty days, and the fine in said prosecution shall be paid over to the county treasurer as a part of the commutation fee road fund, and said fine when so paid, shall be expended on the road in the district in which said default was made. This section must be given in special charge to the grand jury; and it is their duty, if the evidence justifies it, to find and present the indictment.

Section 19. That it shall be the duty of the foreman of each road district of the county to report all violations of road duty where persons subject to the same, without sufficient excuse therefor, refuse to work the public roads, and also any refusal to pay any license required by the law. Said report of all violations which may come under their observation, shall be made to the grand jury of said county, or at their option, prosecutions may be commenced by them in the county court of said county, or before a justice of the peace having jurisdiction of said offense.

Section 20. That any person subject to road duty who desires to work in lieu of commutation fee, and who fails to do satisfactory work under the foreman, or person having charge of the road or bridge work, may be discharged by said foreman and proceeded against as though he had refused to work.

Section 21. That if any section or provision of this Act shall be declared to be void or unconstitutional it shall not affect or destroy the validity or constitutionality of any other section or provision therein, which is not in and of itself void or unconstitutional.

Section 22. That for all work or labor performed by the foreman of the different road districts in the county, except when working under contract as provided for in this Act, said foremen shall be paid at a rate not to exceed three dollars per diem, said claim for said services shall be regularly passed upon by the Commissioners Court and warrant issued thereof payable out of road and bridge fund for county or out of commutation fee fund.

Section 23. That none of the provisions of the general laws of Alabama relating to public roads are repealed by the provisions of this Act except in so far as they conflict with the terms of this Act. All laws and parts of laws, local and general, that conflict with the terms of this Act, are hereby repealed.

Section 24. Be it further enacted that this Act shall not affect any existing right, remedy or defense, nor shall it affect any prosecution now commenced, or which shall hereafter be commenced, for any offense already committed, or for any offense committed before this Act becomes operative. As to all such cases the laws in force at the adoption of this Act shall continue in force.

Section 25. This Act shall take effect immediately upon its passage and approval by the Governor.

W. M. Cannon.

PUBLISHER'S AFFIDAVIT

The State of Alabama,
Fayette County.

Before me, R. F. Peters, Register of the Circuit Court in Equity in and for said County, in State aforesaid, personally appeared Thos. M. Peters, Jr., who, being duly sworn, doth depose and say that he is publisher of The Northwest Alabamian, a weekly newspaper published in the Town of Fayette, State and County aforesaid, and that a certain advertisement (a true copy of which is hereto attached) has been published in said newspaper

once a week for 4 consecutive weeks prior to the 9th day of March, 1927, and the respective numbers and dates of said newspaper in which said publication was made are the following, to-wit: The 12th day of January, 1927; the 19th day of January, 1927; the 26th day of January, 1927; the 2nd day of February, 1927; the 9th day of February, 1927.

Thos. M. Peters, Jr., Publisher.

Sworn to and subscribed before me, this 4th day of June, 1927.

R. F. Peters,

Register of the Circuit Court.

By Mr. Cannon (With Notice and Proof) :

H. 426. To provide for the election of a county superintendent of education of Fayette County, Alabama, and to prescribe his qualifications, and to fix his salary or compensation, and to provide for payment of said salary.

Local Legislation.

Notice and Proof H. 426.

NOTICE OF LOCAL LAW

Notice is hereby given that a bill will be introduced in the Legislature of Alabama at the regular session which convened on Tuesday, the 7th day of June, 1927, and of the intention to have said bill passed and enacted at said session the substance, essential and material parts thereof, and the bill in full as part of this notice being as follows:

A bill to be entitled An Act to provide for the election of a county superintendent of education of Fayette County, Alabama, and to prescribe his qualifications, and to fix his salary or compensation, and to provide for payment of said salary.

Section 1. Be it enacted by the Legislature of Alabama, that a county superintendent of education for Fayette County, shall be elected by the qualified voters of said county at the next general election in November, 1928, and every four years thereafter and shall hold office for the term of four years from the first Monday after the second Tuesday in January, next after said election, and until his successor is elected and qualified.

Section 2. No one shall hold the office of county superintendent of education of Fayette County, who is not a graduate of a standard or a normal school, or who has not completed courses in other institutions that, in the opinion of the State Board of Education, are equivalent to such education, or who does not hold a first grade or life certificate, and in addition thereto has had at least three years of successful teaching experience.

Section 3. That the annual salary or compensation of the county superintendent of education of Fayette County, Alabama, shall not be less than fifteen hundred dollars (\$1500.00), or more than twenty-four hundred dollars (\$2400.00), said amount of salary to be fixed by the County Board of Education of Fayette County, Alabama.

Section 4. That all laws and parts of laws in conflict with the provisions of this Act be, and the same are hereby repealed.

W. M. Cannon.

PUBLISHER'S AFFIDAVIT

The State of Alabama,
Fayette County.

Before me, R. F. Peters, Register of the Circuit Court in and for said County, in State aforesaid, personally appeared Thos. M. Peters, Jr.,

who, being duly sworn, doth depose and say that he is publisher of The Northwest Alabamian, a weekly newspaper published in the Town of Fayette, State and County aforesaid, and that a certain advertisement (a true copy of which is hereto attached) has been published in said newspaper once a week for 4 consecutive weeks prior to the 18th day of May, 1927, and the respective numbers and dates of said newspaper in which said publication was made are the following, to-wit: The 20th day of April, 1927; the 27th day of April, 1927; the 4th day of May, 1927; the 11th day of May, 1927; the 18th day of May, 1927.

Thos. M. Peters, Jr., Publisher.

Sworn to and subscribed before me, this 4th day of June, 1927.

R. F. Peters,
Register of the Circuit Court.

By Mr. Norman:

H. 427. To provide that every officer, clerk, board or commission charged with the duty of contracting for, or purchasing, all stationery supplies, printing and printing supplies, engraving, lithographing and embossing, including record and blank books, tax receipts, warrant books, pay certificates, legal forms and blanks, bound and unbound books, office files and furniture, to be furnished to, or used by the various counties of the State of Alabama, or the officers thereof, shall be contracted for, or purchased from responsible bidders only; to define a responsible bidder within the meaning of this Act; to prohibit the sub-letting of contracts for supplies herein set forth to persons, firms or corporations who are not responsible bidders; to provide that all warrants issued for purchases and contracts let in violation of the provisions of this Act shall be null and void; and to repeal all laws or parts of laws in conflict with the provisions of this Act.

Public Printing.

By Mr. Norman:

H. 428. To define those persons, firms or corporations who shall be regarded or treated as responsible bidders within the meaning of Section 2899 of the Code of Alabama of 1923, and within the meaning of Section 69 of the Constitution of the State of Alabama of 1901.

Public Printing.

By Mr. Stephens (With Notice and Proof):

H. 429. To provide that in Blount County, the Assessment Lists or Sheets shall constitute the Book of assessments as required by the General Revenue Law.

Local Legislation.

Notice and Proof H. 429.

NOTICE

The following bill will be introduced before the present session of the Legislature:

AN ACT

To provide that in Blount County, the Assessment Lists or Sheets shall constitute the book of assessments as required by the General Revenue Law.

Sec. 1. Be it enacted by the Legislature of Alabama: That on and after the passage and approval of this Act, that in Blount County, Alabama, the Tax Assessor shall not be required to prepare a book of assessments as provided for in the General Revenue Law but in lieu thereof shall be required to arrange in alphabetical order, according to beats, the original assessment lists and cause the same to be permanently bound and such assessment lists, when bound, shall constitute the books of assessments as provided by law. Such assessment lists, when bound, shall be preserved the same as assessment books. Provided further that in making the Tax Collector's Abstracts, such abstracts shall be made direct from the assessment lists.

Sec. 2. All law and parts of laws in conflict with this Act are hereby repealed.

The State of Alabama,
Blount County.

Before the undersigned authority, personally appeared F. G. Stephens, the editor and publisher of the Southern Democrat, a weekly newspaper published at Oneonta in the County of Blount and State of Alabama, who being duly sworn deposes and says on oath the notice attached hereto was published for four successive weeks in said above named newspaper, beginning Jan. 27th, 1927, and ending Feb. 17th, 1927, that the same was published in conformance with the laws of said State for the advertising of local legislation as set forth in said local bill relieving the Tax Assessor of Blount County from making assessment books for said county, by binding the assessment sheets together which shall constitute said requirements of said law.

F. G. Stephens, Editor & Pub.

Subscribed and sworn to before me this 30 day of April, 1927.

Emma Haygood Harris.
Notary Public.

By Mr. Pegues:

H. 430. To amend Section 5271 of the Code of Alabama, 1923.
Judiciary.

By Mr. Pegues:

H. 431. To amend Section 8665 of the Code of Alabama.
Judiciary.

By Mr. Pegues:

H. 432. To amend Section 3572 of the Code of Alabama, 1923.
Judiciary.

By Mr. Pegues:

H. 433. To amend Section 4751 of the Code of Alabama, 1923.
Judiciary.

By Mr. Pegues:

H. 434. To amend Section 4282 of the Code of Alabama.
Judiciary.

By Mr. Simpson:

H. 435. To prevent the fraudulent operation of slot machines and coin receptacles, and to provide penalties for the violation thereof.

Judiciary.

By Mr. Frey:

H. 436. To declare certain gambling paraphernalia used for the purpose of gambling, a public nuisance, and to declare same to be contraband and forfeited to the State when seized; to define the duty of sheriffs, city marshalls, chiefs of police and other peace officers with reference to the seizure of same; to define the duty of magistrates in declaring articles described in this Act a public nuisance and contraband, and for the destruction of same; to define the duties of solicitors and the Attorney General in the enforcement of this Act; to provide the forfeiture of property rights in articles declared to be contraband under this Act; to prohibit replevin or detinue writ pending forfeiture suit; to prohibit actions for damages against officers on account of seizure and destruction as provided for in this Act.

Judiciary.

By Mr. Frey:

H. 437. To amend Section 4779 of the Code of Alabama, 1923.

Judiciary.

By Mr. Frey:

H. 438. To define what shall constitute a common gambler, and to provide the punishment therefor.

Judiciary.

By Mr. McAdory:

H. 439. To amend Section 5502 of the Code of Alabama, 1923.

Judiciary.

By Mr. McAdory:

H. 440. To amend Section 4930 of the Code of Alabama, 1923.

Judiciary.

By Mr. McAdory:

H. 441. To amend Section 10300 of the Code of Alabama, 1923.

Judiciary.

By Mr. McAdory:

H. 442. To amend Section 5322 of the Code of Alabama, 1923.

Judiciary.

By Mr. McAdory:

H. 443. To amend Section 3613 of the Code of Alabama, 1923.

Judiciary.

By Mr. McAdory:

H. 444. To amend Section 5178 of the Code of Alabama, 1923.

Judiciary.

By Mr. Frey:

H. 445. To amend Section 2782 of the Code of Alabama, 1923.

Judiciary.

By Mr. Frey:

H. 446. To provide for an appeal at the instance of the State of Alabama in certain judgments in favor of defendants in criminal cases; to provide in what cases appeals may be taken; to provide how said appeal must be taken; to provide what officers of the State may take said appeal in behalf of the State of Alabama; to fix the time for taking said appeal; to provide for the payments of costs thereof; to provide for defendants being admitted to bail pending said appeal; to provide that an appeal can be taken where defendant has been acquitted by the verdict of the jury; to give the Supreme Court power to prescribe rules of practice and procedure in cases arising under this Act.

Judiciary.

By Mr. Frey:

H. 447. To repeal Section 4248 of the Code of Alabama, 1923.
Revision of Laws.

By Mr. Frey:

H. 448. To define prostitution, assignation and lewdness, to make it unlawful to keep a house of prostitution or assignation house, to declare same to be a public nuisance, to provide for the abolishment of houses of prostitution or assignation houses, and provide penalties.

Revision of Laws.

By Mr. Frey:

H. 449. To amend Section 5128 of the Code of Alabama, 1923.

Revision of Laws.

By Mr. Frey:

H. 450. To amend Section 9587 of the Code of Alabama, 1923.
Public Health.

By Mr. Frey:

H. 451. To amend Section 4921 of the Code of Alabama, 1923.

Judiciary.

By Mr. Frey:

H. 452. To amend Section 4247 of the Code of Alabama, 1923.

Revision of Laws.

By Mr. Frey:

H. 453. To amend Section 5077 of the Code of Alabama, 1923.

Municipal Organization.

By Mr. Frey:

H. 454. To amend Section 4497 of the Code of Alabama, 1923.

Judiciary.

By Mr. Martin (Notice and Proof):

H. 455. For the relief of David W. W. Fuller of Montgomery county for special services rendered said county.

Local Legislation.

Notice and Proof H. 455.

State of Alabama,
County of Montgomery.

Before me, E. E. Stantz, a Notary Public, in and for said State and County, personally appeared J. B. Stern, who being duly sworn says on oath, that he is publisher of the Times Publishing Company, which publishes The Times in Montgomery, Alabama, and that the attached was published on the following dates: Feb. 26, March 5, 12, 19, 1927.

Notice is hereby given that application will be made to the present Legislature of Alabama for the passage of an Act for the relief of David W. W. Fuller, for special services rendered to the County of Montgomery.

Times Pub. Co.,

By J. B. Stern.

Sworn to and subscribed before me this 18th day of May, 1927.

(Seal)

E. E. Stantz,

Notary Public, Montgomery County, Alabama.

By Mr. Sanderson:

H. 456. To authorize and regulate boxing and sparring exhibitions, to create the athletic commission of the state of Alabama, to prescribe its powers and duties, to repeal sections 5249, 5250 and 5251, Chapter 214 Code of Alabama 1923 and to enact a new section in lieu thereof to be numbered Section 5249 relating to the same subject matter, regulating boxing and sparring exhibitions and prohibiting prize fighting, boxing or sparring exhibitions held or had without permits issued by the athletic commission of the State of Alabama are not in compliance with the rules and regulations issued by it.

Revision of Laws.

By Mr. Langdon (Notice and Proof):

H. 457. To provide for the election of a County Superintendent of Education for Pickens County, Alabama, by the qualified electors thereof and to prescribe the duties and fix the term and compensation of such officers.

Local Legislation.

Notice and Proof H. 457.

A BILL TO ELECT COUNTY SUPERINTENDENT

The following bill will be introduced in the present session of the Alabama Legislature authorizing the election of county superintendent of Pickens County by a popular vote:

A bill to be entitled An Act to provide for the election of a county superintendent of education for Pickens County, Alabama, by the qualified electors thereof and to prescribe the duties and fix the term and compensation of such officers.

Be it enacted by the Legislature of Alabama:

Sec. 1. At the general election for the year 1928, and every four years thereafter, there shall be elected a county superintendent of education for Pickens County, Alabama, by the qualified voters of said county, who shall hold office for a term of four years, from the first Monday in July next succeeding the election, and until a successor is elected and qualified.

Sec. 2. Candidates for the office of such superintendent of education shall be nominated as candidates for other county offices of Pickens County, Alabama, under the general laws of this State regulating primary elections.

Sec. 3. Such county superintendent of education must be a qualified elector of the county in which he resides and possess all the other qualifications required under the general laws of the State for county superintendents of education; and they shall perform and discharge all the duties of county superintendents of education, under the general laws of this State. Provided that if there be a vacancy in said office from any cause whatever, the county board of Pickens County is authorized to fill such vacancy as is provided by the general laws of the State.

Sec. 4. Such county superintendent of education shall devote his entire time to the public school business of Pickens County, and shall receive such compensation as the county board of education shall fix, which shall not be less than fifteen hundred dollars nor more than three thousand dollars annually and shall be paid at the time and in the manner provided by the general laws of this State for the payment of salaries of county superintendents of education. The county board of education of Pickens County shall determine the amount and salary of office help, if any, to the county superintendent of education of Pickens County, and the same shall be paid at the time and in the manner provided in the general laws of the State for the payment of such office help.

Sec. 5. All laws and parts of laws and contracts, in conflict with the provisions of this Act, in so far as they relate to Pickens County, Alabama, be and the same are hereby repealed.

Robert G. Langdon,
Member of Alabama Legislature.

PROOF OF PUBLICATION

The State of Alabama,
Pickens County.

Before me, B. G. Robison, Judge of the Court of Probate for said county, personally appeared Jack M. Pratt, publisher of The Pickens County Herald & West Alabamian, a newspaper published in said county, who, being by me first duly sworn, states that the attached notice has been regularly published once a week for four consecutive weeks in said paper in issues dates as follows: Feb. 10, 1927; Feb. 17, 1927; Feb. 24, 1927; March 3, 1927.

Subscribed and sworn to before me, this the 30 day of May, 1927.

Jack M. Pratt.
B. F. Robison,
Judge of Probate.

By Mr. Ware (Notice and Proof) :

H. 458. To provide for the election of a county superintendent of Education of Randolph County, Alabama, by the qualified electors of said county, to prescribe the qualifications and duties of such officer, and the length of time he shall hold office and to fix his compensation and to provide for the election of his successor in office.

Local Legislation.

Notice and Proof H. 458.

NOTICE

Notice is hereby given that the following bill will be introduced in the 1927 session of the Legislature of Alabama:

A bill to be entitled An Act to provide for the election of a county superintendent of education of Randolph County, Alabama, by the qualified electors of said county, to prescribe the qualifications and duties of such officer, and the length of time he shall hold office and to fix his compensation and to provide for the election of his successor in office.

Be it enacted by the Legislature of Alabama:

Section 1. That a county superintendent of education for Randolph County, Alabama, shall be elected by the qualified electors of Randolph County, Alabama, at the next general election to be held in said county and State for the election of State and county officers in the year 1928, who shall hold office until his successor is elected and qualified as hereinafter provided.

Section 2. That at the next general election to be held for said county and State a county superintendent of education for Randolph County, Alabama, shall be elected, who shall hold office for a term of four years and until his successor is elected and qualified, unless sooner removed for good cause, and each four years thereafter a county superintendent of education for Randolph County, Alabama, shall be elected by the qualified electors of said county at the regular election, nominations for which office shall be made in the primary election as other county officers.

Section 3. That the salary of said county superintendent of education for Randolph County, Alabama, shall be fixed by the county board of education of Randolph County, Alabama, which salary shall not be less than eighteen hundred dollars nor more than twenty-seven hundred and fifty dollars per annum, and which salary shall be paid in the same way and manner as now provided under the general laws of the State of Alabama for the payment of the county superintendents of education in the several counties of the State.

Section 4. That said county superintendent of education shall be charged with the same duties and shall exercise the same powers as are now provided by the general school laws of the State in the conduct of the office of county superintendent of education. No person shall be eligible for the office of county superintendent of said county who does not as now required hold an Alabama certificate in administration and supervision based upon graduation from a standard normal school or equivalent education with at least one year of additional study of college grade and proof of at least three years of successful teaching experience provided that, if no person possessing these qualifications is available for election as provided in this Act, the County Board of Education shall appoint a county superintendent as now provided by law.

Section 5. That in the event of a vacancy in said office for any cause, except removal, such vacancy shall be filled by the county board of educa-

tion and the person so appointed shall hold office until the next general election thereafter, when his successor shall be elected; that should any county superintendent of education be removed for cause by the County Board of Education of Randolph County such vacancy shall be filled by appointment by the State Superintendent of Education and his appointee shall hold office as in the case provided by the appointment of the County Board of Education. Provided that the County Board of Education may remove the county superintendent of education for immorality, misconduct in office, incompetency, or willful neglect of duty when the best interests of the schools require it; any of which causes must be alleged and proved, and the county superintendent of education shall have the right to be heard in his defense as in cases of impeachment against county officers, and all such hearings shall be before the county board of education and shall be conducted as in cases provided under the general laws for the impeachment of officers, and provided that upon such removal for cause any county superintendent of education may appeal to the circuit court and have a trial by jury.

Section 6. That the duties and powers prescribed by the general laws of Alabama for the office of county superintendent in the supervision of the schools of the several counties shall apply to and be incumbent upon the county superintendent of education as provided for in this Act. The County Superintendent of Education elected or appointed under the provisions of this Act, and before entering upon the duties of said office, must take the oath of office prescribed by the Constitution, and give bond in the amount to be fixed by the State Board of Education in a reputable surety company authorized to do business in Alabama, conditioned upon the faithful performance of the duties of his office, and upon the accounting and paying over to the proper authorities all monies coming into his hands.

Section 7. That all laws and parts of laws in conflict with the provisions of this Act be and the same are hereby repealed.

State of Alabama,
Randolph County.

Before me, E. M. Moore, Judge of Probate, in and for said State and County, personally appeared J. H. Kerr, who being by me first duly sworn deposes and says on oath that he is editor and publisher of the "Randolph Press", a newspaper published in Randolph County, Alabama, that he was editor and publisher of such newspaper on the dates set out below; that a notice was published in such newspaper that a bill would be introduced in the 1927 session of the State Legislature providing for the election of a county superintendent of education for Randolph County, Alabama; that such bill was published in full in such newspaper on the following dates, to-wit: the 22nd day of April, 1927; the 29th day of April, 1927; the 6th day of May, 1927; the 13th day of May, 1927; the 20th day of May, 1927; that a copy of such bill as published in said newspaper is attached to this affidavit and made a part hereof.

J. H. Kerr.

Sworn to and subscribed before me on this the 6th day of June, 1927.

E. M. Moore,
Judge of Probate.

By Mr. Ward (Tuscaloosa) :

H. 459. To amend Section 1464 of the Code of Alabama.
Education.

By Mr. Harwood:

H. 460. To amend Section 1438 of the Code of Alabama of 1923.

Judiciary.

By Mr. Harwood:

H. 461. To amend Section 1439 of the Code of Alabama of 1923.

Judiciary.

By Mr. Harwood:

H. 462. To license and regulate the business of making loans in all Counties in Sums of Three Hundred (\$300) Dollars or less, secured or unsecured, at a Greater Rate of Interest than eight per centum per annum: Prescribing the Rate of Interest and Charge Therefor, and Penalties for the Violation Thereof, and Regulating the assignment of wages or salaries, earned or to be earned when given as security for any such loan.

Revision of Laws.

BILLS ON SECOND READING

Mr. Ware, Chairman of the Standing Committee on Appropriations, reported that said Committee in session had acted on the following bill and ordered same returned to the House with a favorable report.

H. 388. To appropriate the sum of twenty-five thousand dollars (\$25,000.00) out of the general fund of the State Treasury, not otherwise appropriated, for the relief of the State Child Welfare Department.

Mr. Deloney, Chairman of the Standing Committee on Ways and Means, reported that said Committee in session had acted on the following bill and ordered same returned to the House without recommendation:

H. 359. (Without recommendation) In reference to and to further provide for the general revenue of the State of Alabama.

Mr. Poole, Chairman of the Standing Committee on Public Roads and Highways, reported that said Committee in session had acted on the following bills and ordered same returned to the House with a favorable report.

H. 340. To authorize and provide for the issuance and sale of State Bonds for the purpose of constructing, improving, repairing and maintaining Public Roads, Highways, and Bridges as authorized by the Constitutional Amendment known as Article XXA of the Constitution of Alabama.

H. 354. To amend Section 7489 of the Code.

The above and foregoing Bills were severally read a second time and placed on the calendar.

BILLS REPORTED ADVERSELY

Mr. Poole, Chairman of the Standing Committee on Public Roads and Highways, reported that said Committee in session had acted on the following bills and ordered same returned to the House with an Adverse report:

H. 79. To regulate the operation of vehicles on highways; to provide for traffic signs and signals; to define the power of local authorities to enact or enforce ordinances, rules or regulations in regard to matters embraced within the provisions of this act; to provide for the enforcement of this act and the disposition of fines and forfeitures collected hereunder; and to make uniform the law relating to the subject matter of this act.

H. 80. To require and regulate the licensing of motor vehicle operators and chauffeurs; to provide for the examination of applicants for license; to provide what persons may obtain such licenses and the manner of obtaining same; to constitute a member of the State Highway Commission Vehicle Commissioner; to authorize and empower the State Highway Commission to administer this Act; to provide for the suspension and revocation of licenses of operators and chauffeurs; to provide penalties for violations of this Act; and to make uniform the laws relating to this subject.

H. 101. To amend Section 1328 of the Code of Alabama of 1923.

S. 54. To enlarge the authority, powers and jurisdiction of the Alabama Public Service Commission so as to provide for the supervision, inspection and regulation by said Commission in the public interest of the operation of motor carriers and of their service, rules, regulations and practices; fares, rates, charges and facilities; franchises and licenses; to provide for the payment of supervision and inspection fees by motor carriers; to provide compensation for performance of the duties imposed upon the Commission hereunder; and to provide measures for the enforcement of the Commission's orders, and penalties for failure to comply with the orders of the Commission or with the provisions of this Act.

The above and foregoing bills were severally read a second time and placed on the Adverse Calendar.

MESSAGE FROM THE SENATE

Mr. Speaker:

The Senate has originated and adopted the following Joint Resolution:

S. J. R. 46. Be it resolved by the Senate, the House concurring, that when the two houses adjourn today that they adjourn to meet Friday, June 10, 1927.

And sends same herewith to the House.

J. E. Speight,
Secretary.

SENATE MESSAGE

On motion of Mr. Tunstall the House concurred in and adopted the S. J. R. 46 set out in the above and foregoing Message from the Senate.

MESSAGE FROM THE SENATE

Mr. Speaker:

The Senate has concurred in and adopted:

H. J. R. 63, Relative to extending the thanks of the State of Alabama to the French Republic and to the comrades and families of Nungesser and Coli, and acknowledgment of the debt of the American people to Lindberg, Chamberlain and Levine.

Also:

H. J. R. 64, Relative to accepting the invitation of the people of Mobile to visit Mobile to inspect the State Docks and attend the formal opening of "The Cochrane Bridge".

And returns same herewith to the House.

J. E. Speight,
Secretary.

BILLS ON THIRD READING

H. 138. To create a State Service Commissioner, and to fix the duties and compensation of such commissioner, and to make an appropriation to carry out the purpose of this Act.

Was read a third time at length and passed.

Yeas, 55; Nays, 23.

Yeas:

Messrs:

Mr. Speaker	Edmundson	Langdon	Rivers
Adcock	Edwards	Luck	Rogers (Mobile)
Allen	Fite	McAdory	Simpson
Anderson	Frey	Miller (Sumter)	Stewart (Calhoun)
Ashcraft	Goode	Monk	Thompson
Baldwin	Green	Mullen	Tompkins
Bartlett	Howell	Nipper	Tunstall
Beebe	Hughes	Norman	Vickers
Brunson	Jeter	Owens	Waddell
Burns	Johnson	Pegues	Ward (Geneva)
Carter	Jones (Bullock)	Pitts	Ward (Tuscaloosa)
Cockrell	Jones (Cleburne)	Powell	Ware
Darden	Jordan (Etowah)	Quillin	Weldon
Deloney	Kirkpatrick	Reeder	

—55

Nays:

Messrs.:

Bryant	Hampton	Lawler	St. John
Cannon	Harwood	Martin	Sanders (Conecuh)
Christian	Hightower	Matthews	Sanders (Pike)
Cook	Hollis	Moxley	Stephens
Desear	Howard	Rankin	Winn
Golson	Jordan (Washington)	Ringer	

—23

And on motion of Mr. Simpson the Bill H. 138 was ordered sent forthwith to the Senate without engrossment.

H. 84. To provide for the punishment of any voter who votes, or attempts to vote more than once in a primary election.

Was read a third time at length and passed.

Yeas, 84; Nays, 1.

Nays:

Messrs.:

Mr. Speaker	Fite	Lovelace	Sanders (Conecuh)
Adcock	Frey	McAdory	Sanders (Pike)
Allen	Goode	Matthews	Sanderson
Anderson	Graves	Merrill	Shivers
Ashcraft	Green	Miller (Sumter)	Smith
Baldwin	Grove	Molette	Starnes
Bartlett	Harwood	Monk	Stephens
Beebe	Hawkins	Moxley	Stewart (Bibb)
Brunson	Hightower	Mullen	Stewart (Calhoun)
Bryant	Hollis	Nipper	Thompson
Burns	Howard	Owens	Tompkins
Byars	Howell	Pitts	Tunstall
Cannon	Hughes	Powell	Viekers
Carter	Jeter	Quillin	Waddell
Christian	Johnson	Rankin	Wallace
Cockrell	Jones (Bullock)	Reeder	Ward (Geneva)
Cook	Jones (Cleburne)	Ringer	Ward (Tuscaloosa)
Darden	Jordan (Etowah)	Rivers	Ware
Deloney	Jordan (Washington)	Rogers (Elmore)	Webb
Desear	Kirkpatrick	Rogers (Mobile)	Weldon
Edwards	Langdon	St. John	Winn

—84

Nays: Mr. Guy.—1

And on motion of Mr. Rogers of Mobile the bill H. 84 was ordered sent forthwith to the Senate without engrossment.

H. 307. To repeal an Act entitled an Act "To provide for the selection of delegates to any National Party Convention whenever a citizen of the State of Alabama is a candidate for the nomination by any political party as its candidate for election as President of the United States." Approved September 13, 1923.

Was read a third time at length and passed.

Yeas, 72; Nays, 0.

Yeas:

Messrs.:

Mr. Speaker	Beebe	Cook	Gullatt
Adcock	Brunson	Darden	Guy
Allen	Burns	Deloney	Hampton
Anderson	Cannon	Edwards	Harwood
Ashcraft	Carter	Goode	Hollis
Baldwin	Christian	Green	Howard
Bartlett	Cockrell	Grove	Hughes

Jeter	Molette	Ringer	Stewart (Bibb)
Johnson	Monk	Rogers (Elmore)	Stewart (Calhoun)
Jones (Cleburne)	Mullen	Rogers (Mobile)	Thompson
Jordan (Etowah)	Nipper	Sanders (Pike)	Tompkins
Jordan (Washington)	Norman	Sanderson	Waddell
Lawler	Owens	Shepherd	Ward (Geneva)
Lee	Pegues	Shivers	Ward (Tuscaloosa)
Luck	Powell	Simpson	Ware
McAdory	Quillin	Smith	Webb
Martin	Rankin	Starnes	Weldon
Matthews	Reeder	Stephens	Winn

—72

And on motion of Mr. Jordan of Etowah the bill H. 307 was ordered sent forthwith to the Senate without engrossment.

MESSAGE FROM THE SENATE

Mr. Speaker:

The Senate has passed the following House Bills and returns same herewith to the House:

H. 93. To amend Sections 2, 5, and 20 of An Act of the Legislature of Alabama, approved August 9, 1923, entitled: "An Act to provide for the organization, regulation and government of the State Bar including admissions and disbarments of lawyers." (Acts Alabama 1923, p. 100), as said Act was amended by An Act of the Legislature of Alabama, approved September 26, 1923, entitled: "An Act to amend Section 8 of An Act entitled 'An Act to provide for the organization, regulation and government of the State Bar Association, including admissions and disbarments of lawyers,'" approved August 9th, 1923." (Acts Alabama 1923, p. 587), which Sections 2, 5 and 20 are each respectively compiled and arranged as Sections 6221, 6224 and 6239 of the Code of Alabama of 1923.

H. 69. To amend Section 3238 of the Code of Alabama.

H. 87. Recognizing, ratifying, and confirming the consolidation of the State Bar with the Alabama State Bar Association, under the name of "The Alabama State Bar Association" and under the constitution and by-laws as adopted by said consolidated body, effected in pursuance of Section 20 of an Act of the Legislature of Alabama, approved August 9, 1923, entitled: "An Act to provide for the organization, regulation and government of the State Bar including admissions and disbarments of lawyers." (Acts Alabama 1923, p. 100), as said Act was amended by an Act of the Legislature of Alabama, approved September 26, 1923, entitled: "An Act to amend Section 8 of an Act entitled: 'An Act to provide for the organization, regulation and government of the State Bar Association, including admissions and disbarments of lawyers,' approved August 9th, 1923." (Acts

Alabama 1923, p. 587), which Section 20 is compiled and arranged as Section 6239 of the Code of Alabama of 1923.

J. E. Speight,
Secretary.

MESSAGE FROM THE SENATE

Mr. Speaker:

The Senate has amended as therein shown, and, as amended, has passed the following House Bill, and returns same herewith to the House:

H. 239. To provide for the election of a County Superintendent of Education for Dale County, Alabama, to fix his term of office, to prescribe his salary, and the manner of payment, to define his qualifications, powers and duties, to provide for a special election to be held to elect such County Superintendent under this Act and to provide for the election of his successor in office.

J. E. Speight,
Secretary.

SENATE MESSAGE

On motion of Mr. Monk the House concurred in and adopted the Senate amendment to the Bill, H. 239. Said Senate amendment being as follows:

A SUBSTITUTE FOR HOUSE BILL NO. 239

To provide for the election of a County Superintendent of Education for Dale County, Alabama, to fix his term of office, to prescribe his salary, and the manner of payment, to define his qualifications, powers and duties, and to provide for the election of his successor in office.

Be it Enacted by the Legislature of Alabama:

Section 1. That a County Superintendent of Education for Dale County, Alabama, shall be elected by the qualified electors of Dale County, Alabama, who shall hold office for four years and until his successor is elected and qualified as hereinafter provided.

Section 2. That at the next general election to be held in 1928 in said County and State a County Superintendent of Education for Dale County, Alabama, shall be elected, who shall assume the duties of his office July 1, 1929, and shall hold office for a term of Four years and until his successor is elected and qualified, unless sooner removed for good cause, and each four years thereafter, a County Superintendent of Education for Dale County, Alabama, shall be elected by the qualified voters of said

County, at the regular election and nomination for this office may be made in primary elections as other County Officers.

Section 3. That the salary of said Superintendent of Education shall be fixed by the County Board of Education of Dale County, Alabama, which salary shall not be less than \$2,000.00 nor more than \$3,000.00 per annum, and which salary shall be paid in the same way and manner as now provided under the general laws of the State of Alabama, for the payment of County Superintendents of Education in the several Counties of the State.

Section 4. That said County Superintendent shall be charged with the same duties and shall exercise the same powers as are now provided by the general school laws of the State of Alabama in the conduct of the office of the County Superintendent of Education; and no person shall be eligible for political party nomination to the office of County Superintendent of Education of said County who does not as now required hold an Alabama Certificate in Administration and Supervision based as a minimum upon graduation from a standard normal school or equivalent education with at least one year of additional study of college grade, and proof of three years of successful teaching experience; provided, that if no person meeting these requirements qualifies for nomination and election as provided in this Act, the County Board of Education shall appoint a Superintendent of Education as provided by general law regulating the appointment of superintendents; that no person shall be eligible to such office who is not a qualified elector of Alabama, at the time of the nomination or election to such office.

Section 5. That in the event of a vacancy in said office for any cause, except removal, such vacancy shall be filled by the County Board of Education, and the person so appointed shall hold office until the next general election thereafter when his successor shall be elected; that should any County Superintendent be removed for cause by the County Board of Education of Dale County, such vacancy shall be filled by appointment of the State Superintendent of Education, and his appointee shall hold office as in the case provided by appointment by the County Board of Education. Provided, that the County Board of Education may remove the County Superintendent of Education for immorality, misconduct in office, incompetency, or willful neglect of duty, or when the best interests of the school requires it; any of which causes must be alleged and proved and the County Superintendent of Education shall have the right to be heard in his defense in cases of impeachment against County Officers, and all such hearings shall be conducted as in cases provided under the general laws for impeachment of County Officers.

Section 6. That the duties and powers prescribed by the general laws of Alabama for the office of County Superintendent in the Supervision of the schools of the several Counties shall apply to and be incumbent upon the County Superintendent. The County Superintendent elected or appointed under the provisions of this Act, and before entering upon the duties of said office, must take the oath of office prescribed by the Constitution, and give bond in an amount to be fixed by the State Board of Education in a reputable surety company authorized to do business in Alabama, conditioned upon the faithful performance of the duties of his office, and for the accounting and paying over to the proper authority all moneys coming into his hands.

Section 7. That if any part of this Act shall be declared unconstitutional it shall not effect the other provisions of it.

Section 8. That all laws and parts of laws in conflict with the provisions of this Act be and are hereby repealed.

Yeas, 65; Nays, 0.

Yeas:

Messrs:

Mr. Speaker	Hampton	Merrill	Ringer
Adcock	Harwood	Molette	Rivers
Allen	Hollis	Monk	St. John
Anderson	Howard	Moxley	Sanderson
Ashcraft	Howell	Mullen	Shepherd
Baldwin	Hughes	Nipper	Shivers
Bartlett	Jeter	Norman	Simpson
Beebe	Johnson	Owens	Smith
Brunson	Kirkpatrick	Parish	Tunstall
Bryant	Langdon	Pegues	Vickers
Burns	Lawler	Pitts	Waddell
Goode	Lee	Poole	Wallace
Graves	Lovelace	Powell	Ware
Green	Luck	Quillin	Webb
Grove	McAdory	Rankin	Weldon
Gullatt	Martin	Reeder	Winn
Guy			

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ADJOURNMENT

Under a joint resolution heretofore adopted the House on motion of Mr. Goode adjourned until Friday morning June 10th, 1927, at 10 o'clock.

TWENTY-FIRST DAY

Montgomery, Alabama.
House of Representatives.
Friday, June 10th, 1927.

The House met pursuant to adjournment.

PRAYER

The session was opened with prayer by Rev. Mr. Rivers of the House.

ROLL CALL

On a call of the roll of the House the following members answered to their names:

Messrs:			
Mr. Speaker	Goode	Luck	Rogers (Mobile)
Adcock	Goodwyn	McAdory	St. John
Allen	Graves	Martin	Sanders (Conecuh)
Anderson	Green	Matthews	Sanders (Pike)
Ashcraft	Grove	Merrill	Sanderson
Baldwin	Gullatt	Miller (Marengo)	Shepherd
Bartlett	Guy	Miller (Sumter)	Shivers
Beebe	Hampton	Molette	Simpson
Brunson	Harwood	Morrow	Smith
Bryant	Hawkins	Moxley	Starnes
Burns	Hightower	Mullen	Stephens
Byars	Hollis	Nipper	Stewart (Bibb)
Cannon	Howard	Norman	Stewart (Calhoun)
Carter	Howell	Owens	Thompson
Christian	Hubbard	Parish	Tompkins
Cockrell	Hughes	Patterson	Tunstall
Cook	Jeter	Pegues	Vickers
Darden	Johnson	Pitts	Waddell
Deloney	Jones (Bullock)	Poole	Wallace
Denson	Jordan (Etowah)	Powell	Ward (Geneva)
Desear	Jordan (Washington)	Ouillin	Ward (Tuscaloosa)
Edmundson	Kirkpatrick	Rankin	Ware
Edwards	Langdon	Reeder	Webb
Fite	Lawler	Ringer	Weldon
Frey	Lee	Rivers	Winn
Golson	Lovelace	Rogers (Elmore)	

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A quorum was present.

JOURNAL

The Chairman of the Standing Committee on Revision of the Journal made the following report.

REPORT OF STANDING COMMITTEE ON REVISION OF THE
JOURNAL

Mr. Speaker:

Your standing committee on Revision of the Journal begs leave to report that said committee has carefully examined the Journal of the House for the Twentieth legislative day, and finds same correct.

R. G. Langdon,
Chairman.

The report of the committee was concurred in and adopted and the Journal for the Twentieth legislative day was approved.

LEAVE OF ABSENCE

Was granted to Messrs. Burleson, Jones of Cleburne and Monk for today.

RESOLUTIONS

The following resolutions were introduced:

By Mr. Winn:

H. J. R. 67. Whereas, The calamity and distress which has fallen upon the entire nation as a result of the present disasters in the Mississippi Valley, growing out of the overflows of waters coming from over thirty States in the Union and causing death and destruction to hundreds of unprotected Americans, combined with the destruction of millions of dollars of property, are so vast and far reaching, therefore

Be it resolved that: The members of the Legislature of the State of Alabama, the Senate concurring, definitely places itself on record that the Federal Government should take such action as may be deemed best to afford relief from the suffering and distress that now exists and to prevent, if possible, a repetition of the present disaster. To this end we recommend that the President of the United States call the Congress into extraordinary session immediately that unnecessary delay may be avoided.

Resolved further: That a copy of these resolutions be forwarded to the President of the United States.

And the rules were suspended and the H. J. R. 67 was adopted.

HOUSE RESOLUTION

By Mr. Goode:

H. R. 68. Be it Resolved by the House that the Resolution 14 adopted on to-wit 27 of Jan. 1927.

Requiring all bills carrying appropriations from the State Treasury or creating any demands, directly or indirectly on the

Treasury, to be referred to the Committee on Appropriations for final action before being placed on the Calendar for action by the House, be and the same hereby, is abrogated, annulled and rescinded.

And the resolution was referred to the Standing Committee on Rules.

INTRODUCTION OF BILLS

On a call of Counties bills were introduced, severally read one time and referred to appropriate Standing Committee as follows:

By Mr. Wallace:

H. 463. To provide for the organization, regulation and operation of Farm Mutual Fire Insurance Associations.
Insurance and Insurance Companies.

By Mr. Moxley:

H. 464. To amend Section 2 of the Code of 1923.

Public Health.

By Mr. Moxley:

H. 465. To amend Section 5191 of the Code of Alabama, 1923, relating to the public health laws of Alabama.

Public Health.

By Mr. Moxley:

H. 466. To amend Section 2848 relating to public health laws of Alabama, of the Code of Alabama, 1923.

Public Health.

By Mr. Moxley:

H. 467. To repeal Sections 4348, 4349, 4352, 4355 and 4356 of Chapter 152, of Article 1, of the Code of 1923, relating to the public health laws of Alabama.

Revision of Laws.

By Mr. Moxley:

H. 468. To amend Sections 1051, 1058, 1059, 1063, 1073, 1074, 1081, 1087, 1134, 1135, 1141, 1146 of Chapter 31 of Article 1, of the Code of Alabama, of 1923, all relating to the public health of Alabama.

Public Health.

By Mr. Green:

H. 469. To prohibit any county or municipality of this State imposing any tax on any person, persons, corporations, co-partnerships, companies, agencies or associations, using or engaged in the business of selling or distributing gasoline or other liquid motor fuels in this State.

Public Roads and Highways.

By Mr. Molette:

H. 470. To prohibit the issuance of marriage licenses in the State of Alabama between the hours of 7 P. M. and 7 A. M. following.

Judiciary.

By Mr. Jordan of Etowah:

H. 471. A Bill to be entitled An Act to provide and submit to the qualified electors of the State of Alabama on the second Tuesday in May, 1927, an amendment to the constitution of Alabama, whereby the following municipal corporations, Attalla, Albertville, Arab, Boaz, Guntersville, Gadsden and Union Springs in the State of Alabama may levy and collect a rate of taxation on the property situated therein not exceeding in the total in any one year one and one-half ($1\frac{1}{2}$) per centum of the value of such property, as assessed, as provided by the constitution and statutes now or hereafter enacted pursuant to the constitution; provided that the total rate of taxation levied by such municipal corporation shall not in any one year exceed one per centum, unless the rate in excess thereof shall have been submitted to and authorized by ballot by the qualified electors of such municipal corporations, respectively, at election to be held by them from time to time for such purposes and to provide for such elections.

Be it Enacted by the Legislature of Alabama:

Section 1. That the following amendment to the constitution of Alabama is hereby proposed to be submitted; to the qualified electors of the State of Alabama for their consideration on the second Tuesday in May, 1928, to-wit:

Section 2. The municipality of the City of Gadsden may thru its governing authority in addition to the taxes which it is now allowed by the constitution to levy and collect, levy and collect an additional tax of not exceeding ($\frac{1}{2}$ of 1%) one-half of one per cent per annum in such amounts and to be devoted to such purposes as may be designated by its authorized governing authorities and voted by the qualified electors at an election called for the purpose by its governing authority; provided that the total levy and collection shall not exceed one and one-half per centum (and $\frac{1}{2}$ %) in any one year, on property situated therein, based on the valuation of such property as assessed for taxation for the tax year ending September 30th, next succeeding the levy.

Section 3. That the municipalities of Attalla, Union Springs, Albertville, Guntersville, Arab, Boaz and Bridgeport through their governing authority shall have the power and right to levy and to collect a tax of ($\frac{1}{2}$ of 1%) one-half of one per cent in any one year on property situated therein, based on the valuation of such property as assessed for taxation for the tax year ending

on the thirtieth day of September next succeeding the levy; provided that for the purpose of paying bonds and indebtedness issued and outstanding at the time of the adoption of this amendment and the interest thereon, and for the purpose of paying bonds and indebtedness which may be issued or incurred after the adoption of this amendment and the interest thereon, an additional tax of ($\frac{1}{2}$ of 1%) may be levied and collected by said corporations; provided, further that a majority of qualified electors of any said municipal corporations voting at an election called for that purpose may vote a special tax not to exceed ($\frac{1}{2}$ of 1%) one-half of one per cent in any one year for any special purpose or purposes, which tax shall be used for the purpose or purposes for which same is levied and collected; provided, however, that the total tax to be levied by any said corporations shall not exceed (1 and $\frac{1}{2}$ %) one and one-half per cent in any one year on the taxable property situated therein.

Section 4. Such tax shall be levied upon the value of the property situated in the said municipalities as assessed, as provided by the Constitution and the statutes now or hereafter enacted pursuant to the Constitution, provided that the adoption of this amendment shall in no wise affect, limit, modify, abridge or impair the power or authority or right of any of said municipal corporations to levy and collect the special school tax now or hereafter vested in or conferred upon them under the Constitution or any amendment thereto, which said special school taxes shall be in addition to the taxes herein provided in each of said municipalities.

Section 5. It shall be the duty of the Governor to give notice by proclamation to be published in one newspaper in each county in the state at least eight successive weeks next preceeding the day hereby appointed for such election on the amendment hereby proposed by this Act to be submitted to the qualified electors of the State of Alabama for their consideration, together with the proposed amendment.

Section 6. That at said election on the amendment proposed by this Act to be submitted to the qualified electors of the state for their consideration to be held as herein provided, the qualified electors shall vote upon said amendment, and the official ballots printed for such election shall be printed the following, namely: "Shall the following be adopted as an amendment to the Constitution of Alabama?"

The municipality of the City of Gadsden may through its governing authority in addition to the taxes which it is now allowed by the constitution to levy and collect, to levy and collect an additional tax of not exceeding ($\frac{1}{2}$ of 1%) one-half of one percent per annum in such amounts and to be devoted to such

purposes as may be designated by its authorized governing authorities and voted by the qualified electors at an election called for the purpose by its governing authority; provided that the total levy and collection shall not exceed one and one-half per centum (1 and $\frac{1}{2}$ %) in any one year, on property situated therein, based on the valuation of such property as assessed for taxation for the tax year ending September 30th, next succeeding the levy. That the municipalities of Attalla, Union Springs, Albertville, Guntersville, Arab, Boaz and Bridgeport through their governing authority shall have the power and right to levy and to collect a tax of ($\frac{1}{2}$ of 1 %) one-half of one per cent in any one year on property situated therein, based on the valuation of such property as assessed for taxation for the tax year ending on the thirtieth day of September next succeeding the levy; provided that for the purpose of paying bonds and indebtedness issued and outstanding at the time of the adoption of this amendment and the interest thereon, and for the purpose of paying bonds and indebtedness which may be issued or incurred after the adoption of this amendment and the interest thereon, an additional tax of ($\frac{1}{2}$ of 1 %) may be levied and collected by said corporations; provided, further that a majority of qualified electors of any said municipal corporations voting at an election called for that purpose may vote a special tax not to exceed ($\frac{1}{2}$ of 1 %) one-half of one per cent in any one year on the taxable property situated therein.

Such tax shall be levied upon the value of the property situated in said municipality as assessed, as provided by the Constitution and the statutes now or hereafter enacted pursuant to the Constitution, provided that the adoption of this amendment shall in no wise affect, limit, modify, abridge or impair the power or authority or right of any of said municipal corporations to levy and collect the special school tax now or hereafter vested in or conferred upon them under the Constitution or any amendment thereto, which said special school taxes shall be in addition to the taxes herein provided in each of said municipalities. Following the proposed amendment on the ballot, shall be printed the word "Yes" and immediately under that shall be printed the word "No". The choice of the elector shall be indicated by a cross mark by him or under his direction opposite the word expressing his desire.

Section 7. The officers to hold such election shall be the same and shall be appointed in the same manner and by the same officials as provided by the election law of the State for the appointment of officers to hold general elections in the state, and the election shall be held in all things in accordance with the law governing general elections, and with the constitutional provision concerning amendments to that instrument.

Section 8. That the votes cast at said election shall be counted, canvassed and tabulated, and returns made to the Secretary of State in the same manner as in the election of representatives to the Legislature. And if it shall thereupon appear that a majority of the qualified electors who voted at such election upon the proposed amendment voted in favor of the same, such amendment shall be valid and all intents and purposes as a part of the Constitution of the State of Alabama, the result of such election shall be made known by the proclamation of the Governor.

Section 9. The expenses of the election herein provided and the cost of the publication of the notices shall be paid in the same manner as the expenses of other elections for the adoption of amendments to the Constitution of the State.

This act shall take effect upon its passage and approval by the Governor.

The above and foregoing bill H. 471 proposing an amendment to the Constitution was read one time at length and referred to the Standing Committee on Constitution and Constitutional amendments.

By Mr. Morrow:

H. 472. To make each County in the State of Alabama, which now has over One Hundred and Fifty Thousand population, according to the last census taken by the United States of America, or which may hereafter have over One Hundred and Fifty Thousand population, according to a census which may hereafter be taken by the United States of America, a STOCK LAW DISTRICT, and to make it unlawful for stock to run at large in such STOCK LAW DISTRICT, subject to the same penalty or penalties and in the same manner and way as is provided by general laws of the State of Alabama, pertaining to other STOCK LAW DISTRICTS in the State.

Agriculture.

By Mr. McAdory:

H. 473. To authorize and regulate the organization of fraternal benefit societies into Stock Life Insurance Companies or Mutual Life Insurance Companies.

Insurance and Insurance Companies.

By Mr. Frey (With Notice and Proof):

H. 474. To create an additional Judgeship for the Tenth Judicial Circuit of Alabama; to provide for the appointment and election of an incumbent thereof; and to prescribe the jurisdiction, power, authority, qualifications, duties and compensation of such incumbent.

Local Legislation.

With Notice and Proof H. 474:

State of Alabama,
Jefferson County.

Before me, the undersigned authority in and for said county, in said State, personally appeared A. H. Cather, who being by me first duly sworn, deposes and says that he is the editor and publisher of The Southern Labor Review, a newspaper published in Jefferson County, Alabama; that said Southern Labor Review is, and upon the dates hereinafter specified was, a newspaper published in Jefferson County, Alabama, and of general circulation therein; and that upon the 2nd day of February, 1927, the 9th day of February, 1927, the 16th day of February, 1927, and the 23rd day of February, 1927, the following notice was published, and appeared in said newspaper:

To Whom It May Concern:

Take notice that the following bill will be introduced at the present session of the Legislature of Alabama and its enactment sought:

A BILL

To be entitled An Act to create an additional Judgeship for the Tenth Judicial Circuit of Alabama; to provide for the appointment and election of an incumbent thereof; and to prescribe the jurisdiction, power, authority, qualifications and duties of such incumbent.

Be it enacted by the Legislature of Alabama:

Section 1. There is hereby created the office of Judgeship No. 11 of the Tenth Judicial Circuit of Alabama, which shall be in addition to those Judgeships of said Circuit now existing. An incumbent shall be appointed by the Governor of Alabama within ten days from the passage and approval of this Act, and such incumbent shall hold office until the next general election and until his successor shall have been elected and qualified. At the next general election, and every six years thereafter, an incumbent shall be elected as other Circuit Judges are elected in this State.

Section 2. The incumbent of said Judgeship No. 11 shall have and exercise all the jurisdiction, power, rights, and authority, and shall possess all the qualifications, perform all the duties and be subject to all the pains, obligations and penalties that any other Judge of said Circuit may exercise, possess, perform or be subject to; provided, the incumbent of said Judgeship shall give preference to the disposition of cases set in the Circuit Court of said Judicial Circuit on appeal from the Recorders' Courts of the City of Birmingham.

Section 3. The incumbent of said Judgeship shall receive the same salary payable in the same manner, as other Judges of said Circuit Court receive and are paid.

Section 4. This Act shall take effect upon its approval by the Governor.

Subscribed and sworn to before me this 8th day of June, 1927.
(Seal)

A. H. Cather.
J. C. Sheehan,
Notary Public.

By Mr. Simpson (With Notice and Proof):

H. 475. Ratifying, confirming and making effective the Act approved September 29th, 1919, as of the date of its approval, creating as an item of court costs, in Circuits of two hundred thousand or more population, a "Library Tax" of \$2.00 and providing for its payment and collection:

Ratifying, confirming and making effective, as the date of its approval, the Act approved September 27th, 1923, amending the said Act approved September 29th, 1919, excepting from the provisions of said Act certain classes of cases: Ratifying and confirming the payment, receipt and collection by the Clerk of the Circuit Court of all sums that have been paid as and for "Library Tax" costs under the aforesaid Act approved September 19th, 1919:

Local Legislation.

With Notice and Proof H. 475:

By Mr. Simpson:

H. 476. To amend Section 3868 of the Code of Alabama of 1923.

Judiciary.

By Mr. Simpson:

H. 477. Creating a State aircraft board, defining its duties, encouraging and regulating the navigation of the air by aircraft, authorizing cities to purchase or lease and maintain municipal aviation fields, and providing means for carrying out the provision of and penalties for the violation of this act.

Public Roads and Highways.

By Mr. Simpson:

H. 478. To amend Section 6129 of the Code of Alabama, 1923.

Judiciary.

By Mr. Simpson:

H. 479. To amend Section 7209 of the Code of Alabama, 1923.

Judiciary.

By Mr. Simpson:

H. 480. To amend Sections 10293 and 10300 of the Code of Alabama, 1923.

Judiciary.

By Mr. Simpson:

H. 481. To amend Section 10306 of the Code of Alabama, 1923.

Judiciary.

By Mr. Simpson:

H. 482. To amend Section 1354 of the Code of Alabama 1923.

Judiciary.

By Mr. Simpson:

H. 483. To amend Section 7327 of the Code of Alabama, 1923.

Judiciary.

By Mr. Simpson:

H. 484. To regulate the practice of law by circuit solicitors, county solicitors, and deputy solicitors, of Alabama, and their

law partner or partners, and to provide penalties and impeachment for the violation of this act.

Judiciary.

By Mr. Simpson:

H. 485. To amend Section 7918 of the Code of Alabama, 1923.
Judiciary.

By Mr. Simpson:

H. 486. To amend section 7951 of the Code of Alabama, 1923.
Judiciary.

By Mr. Simpson:

H. 487. To amend section 8603 of the Code of Alabama, 1923.
Judiciary.

By Mr. Simpson:

H. 488. To further regulate the trial of causes, the introduction of evidence, and objections and exceptions thereto.
Judiciary.

By Mr. Simpson:

H. 489. To provide for the expenses of certain members of the judiciary of Alabama.
Appropriations.

By Mr. Simpson:

H. 490. To amend section 6248 of the Code of Alabama, 1923.
Judiciary.

By Mr. Simpson:

H. 491. To provide for the creation of a commission on uniform state laws, the appointment of commissioners thereto, and an annual contribution to the support of the National Conference of Commissioners on Uniform State Laws.
Judiciary.

By Mr. Simpson:

H. 492. To amend section 7920 of the Code of Alabama, 1923.
Judiciary.

By Mr. Simpson:

H. 493. To amend Section 865 of the Code of Alabama, 1923.
Judiciary.

By Mr. Simpson:

H. 494. To amend Section 7919 of the Code of Alabama, 1923.
Judiciary.

By Mr. Simpson:

H. 495. To amend section 10288 of the Code of Alabama, 1923.
Judiciary.

By Mr. Simpson:

H. 496. To amend section 6574 of the Code of Alabama, 1923.

Judiciary.

By Mr. Simpson:

H. 497. To amend Section 6702 of the Code of Alabama, 1923.

Judiciary.

By Mr. Simpson:

H. 498. To amend Section 7418 of the Code of Alabama, 1923.

Judiciary.

By Mr. Simpson:

H. 499. To amend Section 4778 of the Code of Alabama, 1923.

Judiciary.

By Mr. Simpson:

H. 500. To amend Sections 7309, 7315, 7322 and 7326 of the Code of Alabama, 1923, and to repeal Section 7318 of the Code of Alabama, 1923.

Judiciary.

By Mr. Simpson:

H. 501. To provide a fund for support of a law library for the circuit court in counties of two hundred thousand or more inhabitants, without appropriations from the State or county treasury.

Judiciary.

By Mr. Simpson:

H. 502. To amend section 6996 of the Code of Alabama, 1923.

Judiciary.

By Mr. Simpson:

H. 503. To prohibit the having in possession or transporting five gallons or more of any of the liquors or beverages the sale or possession or transportation of which is now prohibited by law in Alabama, and to fix penalty therefor.

Public Health.

By Mr. Simpson:

H. 504. To provide for the joining of suits for loss of services of married women and minors, with suits for personal injuries occasioning such loss of services, and repealing laws in conflict herewith.

Judiciary.

By Mr. Simpson:

H. 505. To amend Section 8643 of the Code of Alabama, 1923.

Judiciary.

By Mr. Simpson:

H. 506. To amend Section 5514 of the Code of Alabama, 1923.

Judiciary.

By Mr. Simpson:

H. 507. To amend Sections 8641 and 8645 of the Code of Alabama, 1923.

Revision of Laws.

By Mr. Simpson:

H. 508. To amend Section 5570 of the Code of Alabama, 1923.

Judiciary.

By Mr. Simpson:

H. 509. To amend Section 9023 of the Code of Alabama, 1923.

Judiciary.

By Mr. Simpson:

H. 510. To make admissable in the evidence in behalf of the Defendant in criminal cases, any evidence tending to show the motive under which the alleged misdemeanor or felony was committed, or the provocation thereto, except when such motive or provocation was undisclosed.

Judiciary.

By Mr. Simpson:

H. 511. To amend Section 5619 of the Code of Alabama, 1923.

Judiciary.

By Mr. Simpson:

H. 512. To amend Sections 7542, 7551, 7554, 8562, 7566, 7567, and 7584 of the Code of Alabama, 1923.

Judiciary.

By Mr. Simpson:

H. 513. To amend Section 8025 of the Code of Alabama, 1923.

Judiciary.

By Mr. Simpson:

H. 514. To regulate the empanelling, qualifying and selecting of jurors in civil causes sounding in damages, in which insurance companies, not parties to the cause, are financially interested and repealing all laws in conflict with the provisions of this Act.

Judiciary.

By Mr. Simpson:

H. 515. To amend Section 6739 of the Code of Alabama, 1923.

Appropriations.

By Mr. Simpson:

H. 516. To amend Section 4622 of the Code of Alabama 1923.
Judiciary.

By Mr. Simpson:

H. 517. To more fully suppress crime in the State of Alabama by regulating the punishment thereof.
Judiciary.

By Mr. Simpson:

H. 518. To provide that any person who, having been first legally sworn or affirmed by a court or officer authorized to administer oaths or affirmations, willfully and corruptly makes or subscribes to a false statement orally or in writing of any material matter relating to what another knows or is reputed to know about, or would testify, if present, as a witness in a cause or proceeding then pending in court, or as to any other material matter, relating to the health, whereabouts, place of business, residence, postoffice address, or cause of absence, of such other person, shall be guilty of perjury, and to prescribe the punishment therefor.
Judiciary.

By Mr. Simpson:

H. 519. To amend Section 7722 of the Code of Alabama, 1923.
Judiciary.

By Mr. Simpson:

H. 520. To amend section 7009 of the Code of Alabama, 1923.
Judiciary.

By Mr. Simpson:

H. 521. To amend section 7005 of the Code of Alabama, 1923.
Judiciary.

By Mr. Simpson:

H. 522. To amend Section 5004 of the Code of Alabama, 1923.
Judiciary.

By Mr. Simpson:

H. 523. To amend Section 10043 of the Code of Alabama, 1923, and to repeal section 10044 of the Code of Alabama, 1923.
Judiciary.

By Mr. Simpson:

H. 524. To amend Section 10048 of the Code of Alabama, 1923.
Judiciary.

By Mr. Simpson:

H. 525. To amend Section 5523 of the Code of Alabama, 1923.

Appropriations.

By Mr. Simpson:

H. 526. To amend Chapter 34 of the Code of Alabama, 1923, by providing for the admission to the Bryce Hospital for the insane, and to the Searcy Hospital for the insane, persons addicted to the use of alcohol, opium, cocaine, their derivations or compounds, and other narcotic drugs, or veronal, and to provide for their detention, treatment and discharge therefrom.

Appropriations.

By Mr. Simpson:

H. 527. To amend Section 7331 of the Code of Alabama, 1923.

Judiciary.

By Mr. Simpson:

H. 528. To encourage the better enforcement of the criminal laws; to prohibit suits for malicious prosecution where the prosecution is commenced by an indictment by a grand jury; to relieve witnesses appearing before a grand jury and testifying in response to subpoenas, and their principals and employers from liability in suits for malicious prosecution; to make conclusive evidence of existence of probable cause, a conviction in any court, notwithstanding a subsequent acquittal, or setting aside of the judgment of conviction upon appeal to a higher court; and to provide that only compensatory damages shall be recoverable in actions for malicious prosecution where recovery is permissible, and where the accused has been indicted by a grand jury.

Judiciary.

By Mr. Simpson:

H. 529. To amend Section 7943 of the Code of Alabama, 1923.

Judiciary.

By Mr. Simpson:

H. 530. To repeal Section 7206 of the Code of Alabama, 1923.

Judiciary.

By Mr. Carter:

H. 531. To amend Section 10309, Code of Alabama, 1923.

Appropriations.

By Mr. Sanderson (By Request):

H. 532. To amend section 2937 of the Code of Alabama.

Pensions.

By Mr. Hawkins:

H. 533. To amend Section 29 of an Act approved August 15, 1923, and entitled "An Act to amend an Act approved Sep-

tember 25th, 1915, entitled: 'An Act to provide for the government by a commission of all cities in Alabama which now have or which may hereafter have a population of one hundred thousand people or more, according to the last Federal census or any such census which may hereafter be taken, when such cities by an election adopt the provisions of this Act; to provide for the selection and election of commissioners and their terms of office; to fix their powers, duties and compensation; to punish improper conduct in connection with election of said commissioners, and to otherwise provide for the creation, conduct and maintenance of said commission form of government, and to repeal all laws and parts of laws in conflict with the provisions of this Act'; and to provide for the going into effect of various sections of said Act as amended."

Municipal Organization.

By Mr. Hawkins:

H. 534. To authorize corporations which operate water works to supply a city or town with water, to use public roads in which to lay their pipes.

Municipal Organization.

By Mr. Hawkins (With notice and proof):

H. 535. To authorize the City of Birmingham to make an appropriation for the relief of Thomas A. Christian, Tryon A. Riley and Fred S. McFarland.

Municipal Organization.

Notice and proof H. 535.

State of Alabama,
Jefferson County.

Before me, the undersigned authority in and for said County, in said State, personally appeared A. H. Cather, who being by me first duly sworn, deposes and says that he is the editor and publisher of The Southern Labor Review a newspaper published in Jefferson County, Alabama; that said Southern Labor Review is, and upon the dates hereinafter specified was, a newspaper published in Jefferson County, Alabama, and of general circulation therein; and that upon the 26th day of January, 1927, the 2nd day of February, 1927, the 9th day of February, 1927, and the 16th day of February, 1927, the following notice was published, and appeared in said newspaper:

To Whom It May Concern:

Take notice that the following bill will be introduced at the present session of the Legislature of Alabama and its enactment sought:

A BILL

To be entitled An Act to authorize the City of Birmingham to make an appropriation for the relief of Thomas A. Christian, Tryon A. Riley and Fred S. McFarland.

Be it enacted by the Legislature of Alabama:

Section 1. That the governing body of the City of Birmingham be, and it hereby is, authorized to appropriate the sum of six hundred twenty-four

dollars and eighty-five cents from any funds in the treasury of said City not otherwise appropriated, to reimburse Thomas A. Christian, Tryon A. Riley and Fred S. McFarland, Police Officers of the City of Birmingham, the amount paid by them in settlement of judgment and costs recovered against them in the cause of L. C. Robinson v. Thomas A. Christian, Tryon A. Riley and Fred S. McFarland, No. 27186 in the Circuit Court for Jefferson County, Alabama, the said recovery resulting from a good faith mistake made by said officers in the execution of their official duties as Police Officers of said City.

A. H. Cather.

Subscribed and sworn to before me this 8th day of June, 1927.

(Seal)

J. C. Sheehan,
Notary Public.

By Mr. Frey (by request) :

H. 536. To provide for the purchase of Rayburn's Alabama Jury Charges for the use of members of the Supreme Court, Court of Appeals, Circuit Judges and Circuit Solicitors of the State of Alabama.

Appropriations.

By Mr. Denson :

H. 537. To authorize and regulate the organization of fraternal benefit societies into stock life insurance companies or mutual life insurance companies.

Insurance and Insurance Companies.

By Mr. Denson :

H. 538. To authorize the issuance of contingent endowment contracts of insurance by life insurance companies and fraternal benefit societies; and to provide for the maintenance of reserves thereon.

Insurance and Insurance Companies.

By Mr. Denson :

H. 539. A Bill to be entitled an act to provide and submit to the qualified electors of the State of Alabama at an election to be held at the next general election after the final adjournment of the present session of the Legislature an amendment to the Constitution of Alabama authorizing all counties to incur bonded indebtedness in addition to all indebtedness now authorized by the Constitution, or any amendment thereto prior to the date of this amendment, in an amount not exceeding one and one-half per centum of the assessed value of property therein, as assessed for State taxation, provided such additional bonded indebtedness is authorized by a majority vote by ballot of the qualified voters of such county voting upon such proposition.

Be it enacted by the Legislature of Alabama :

Section 1. That the following amendment to the Constitution of Alabama is hereby proposed, and an election by the qualified electors of the State is hereby ordered upon such proposed amendment and the day appointed for such election is at the next gener-

al election after the final adjournment of the present session of the Legislature at which this amendment is proposed. The amendment proposed is as follows:

All counties are hereby authorized to incur bonded indebtedness, in addition to all indebtedness now authorized by the Constitution of Alabama, or any amendment thereto prior to the date of this amendment, in an amount not exceeding one and one-half per centum of the assessed value of property therein, as assessed for State taxation, provided such additional bonded indebtedness is authorized by a majority vote by ballot of the qualified voters of such county voting upon such proposition.

Section 2. That notice of the election hereby ordered together with the amendment hereby proposed shall be given by a proclamation of the Governor which shall be published in one newspaper once a week in each county in the State for at least eight successive weeks next preceding the day hereby appointed for such election.

Section 3. That at the election hereby ordered to be held as herein provided the qualified electors shall vote on said proposed amendment and on the official ballot printed for such election there shall be printed the following: "Shall the following proposed amendment be adopted?"

"All counties are hereby authorized to incur bonded indebtedness, in addition to all indebtedness now authorized by the Constitution of Alabama, or any amendment thereto prior to the date of this amendment, in an amount not exceeding one and one-half per centum of the assessed value of property therein, as assessed for State taxation, provided such additional bonded indebtedness is authorized by a majority vote by ballot of the qualified voters of such county voting upon such proposition."

Following the proposed amendment on the ballot shall be printed the word "Yes", and immediately under that shall be printed the word "No." The choice of the elector shall be indicated by a cross mark made by him, or under his direction, opposite the word expressing his desire.

Section 4. That the officers to hold such election shall be the same, and shall be appointed in the same manner and by the same officials as provided by the election laws of the State for the appointment of officers to hold general elections in this State, and the election shall be held in all things in accordance with this Act, the law governing general elections and the Constitutional provisions concerning amendments to the Constitution.

Section 5. That the votes cast at such election shall be counted, canvassed and tabulated and return made to the Secretary of State in the same manner as in elections of representatives to

the Legislature; and if it shall thereupon appear that a majority of the qualified electors who voted at such election upon the proposed amendment voted in favor of the same, such amendment shall be valid in all intents and purposes as a part of the Constitution of Alabama.

Section 6. The result of such election shall be made known by proclamation by the Governor.

Section 7. The expenses of the election herein provided for and the cost of the publication of the notices shall be paid out of the State Treasury in the same manner as the expenses of other general elections are paid.

The above and foregoing bill proposing an amendment to the Constitution was read one time at length and referred to the Standing Committee on Constitution and Constitutional Amendments.

By Mr. Martin:

H. 450. To provide for the regulation of automatic merchandise vendors in the State of Alabama, and devices of like character dispensing soft drinks, and to provide for licensing same.

Revision of Laws.

By Mr. Lee:

H. 541. To prescribe what documents shall be admitted to record in the offices of Probate Judges of the several counties of Alabama, and to provide that their filing for record shall constitute notice of their contents.

Judiciary.

By Mr. Lee:

H. 542. A Bill to be entitled An Act to provide and submit to the qualified electors of the State of Alabama at the next general election after the final adjournment of the present session of the Legislature an amendment to the Constitution of Alabama so as to fix the debt limitation of all cities, towns, villages, and other municipal corporations of the State of Alabama, to set out the kinds of indebtedness not included in such limitation, and to provide for the levy and collection of a tax in every city, town, villages, or other municipal corporation, and in every county, in the State sufficient to pay the principal and interest upon all bonds, including refunding bonds, hereafter issued.

Be it enacted by the Legislature of Alabama:

Section 1. That the following amendment to the Constitution of Alabama is hereby proposed, and an election by the qualified elector of the State is hereby ordered upon such proposed amendment and the day appointed for such election is at the next general election after the final adjournment of the present session of the Legislature at which this amendment is proposed. The amendment proposed is as follows:

(A) All cities, towns, villages, and other municipal corporations are hereby authorized to become indebted in an amount, including present indebtedness, not exceeding ten per centum of the assessed valuation of the property therein, as the same is assessed for State taxation. There shall not be included in the above limitations of indebtedness the following classes of indebtedness, to-wit: (a) Temporary loans for current expenses to be paid within one year made in anticipation of the collection of taxes for the current year, and not exceeding one-fourth of the general revenues for the preceding year; (b) indebtedness already or hereafter incurred for acquiring, providing, or constructing water works, electric lights and gas plants (c) indebtedness already or hereafter incurred for sewer, street, sidewalk, or other improvements, whether of a like or of any different kind, to the extent that the cost thereof has been or is proposed to be assessed against the property benefited thereby; and (d) indebtedness incurred prior to September 1st, 1927, which at the time it was incurred, was without the then existing constitutional limitations, and any obligations to be incurred in refunding such indebtedness.

In ascertaining the amount of indebtedness subject to said limitation, there shall be deducted from the total amount of such indebtedness sinking funds on hand and applicable solely to the payment of indebtedness subject to said limitation.

(B) Every city, town, village, or other municipal corporation, and every county, shall annually levy and collect, in addition to all other taxes now or hereafter authorized by law, a tax on the property situated therein sufficient to pay the principal and interest falling due in that year or falling due in any prior year and remaining unpaid upon all bonds hereafter issued, including refunding bonds hereafter issued, (but such refunding bonds shall mature over a period of not less than fifteen years in such installments as may be provided by law) and the officers of such municipal corporation and county now or hereafter charged by law with the duty of levying and collecting taxes are hereby authorized and required annually to levy and collect such taxes in the same manner as other taxes are levied and collected, the proceeds thereof to be applied solely to the payment of such principal and interest, provided the amount of such tax shall be decreased by the amount of special assessments or other funds on hand and appropriated to the payment of such principal and interest. Nothing herein contained shall prevent any such municipal corporation or county from applying funds derived from taxes levied from general purposes or from any other source to the payment of bonds to such municipal corporation or county or interest thereon. Any laws enacted by the

Legislature of 1927 shall be valid and have effect under this amendment to the same extent as they had been enacted subsequent to its adoption.

Section 2. That notice of the election hereby ordered together with the amendment hereby proposed shall be given by a proclamation of the Governor which shall be published in one newspaper once a week in each county in the State for at least eight successive weeks next preceding the day hereby appointed for such election.

Section 3. That at the election hereby ordered to be held as herein provided and qualified electors shall vote on said proposed amendment and on the official ballot printed for such election there shall be printed the following: "Shall the following proposed amendment of the Constitution of Alabama be adopted?"

(A) All cities, towns, villages, and other municipal corporations are hereby authorized to become indebted in an amount, including present indebtedness, not exceeding ten per centum of the assessed valuation of the property therein, as the same is assessed for State taxation. There shall not be included in the above limitation of indebtedness the following classes of indebtedness, to-wit: (a) temporary loans for current expenses to be paid within one year, made in anticipation of the collection of taxes for the current year, and not exceeding one-fourth of the general revenues for the preceding year; (b) indebtedness already or hereafter incurred for acquiring, providing, or constructing water works, electric light and gas plants; (c) indebtedness already or hereafter incurred for sewer, sidewalk, street, or other improvements, whether of a like or of any different kind, to the extent that the cost thereof has been or is proposed to be assessed against the property benefitted thereby; and (d) indebtedness incurred prior to September 1st, 1927, which, at the time it was incurred, was without the then existing constitutional limitations, and any obligations to be incurred in refunding such indebtedness. In ascertaining the amount of indebtedness subject to said limitations, there shall be deducted from the total amount of such indebtedness sinking funds on hand and applicable solely to the payment of indebtedness subject to said indebtedness.

(b) Every city, town, village, or other municipal corporation and every county, shall annually levy and collect, in addition to all other taxes now or hereafter authorized by law a tax on the property therein situated sufficient to pay the principal and interest falling due in that year or falling due in any prior year and remaining unpaid upon all bonds hereafter issued, (but such refunding bonds shall mature over a period of not less than fifteen years in such installments as may be provided

by law) and the officers of such municipal corporation and county now or hereafter charged by law with the duty of levying and collecting taxes are hereby authorized and required annually to levy and collect such taxes in the same manner as other taxes are levied and collected, the proceeds thereof to be applied solely to the payment of such principal and interest, provided the amount of such tax shall be decreased by the amount of special assessments or other funds on hand and appropriated to the payment of such principal and interest. Nothing herein contained shall prevent any such municipal corporation or county from applying funds derived from taxes levied from general purposes or from any other source to the payment of bonds of such municipal corporation or county or interest thereon. Any laws enacted by the Alabama Legislature of 1927 shall be valid and have effect under this amendment to the same extent as they had been enacted subsequent to its adoption."

Folowing the proposed amendment on the ballot shall be printed the word "Yes," and immediately under that shall be printed the word "No." The choice of the elector shall be indicated by a cross mark made by him, or under his direction, opposite the word expressing his desire.

Section 4. That the officers to hold such election shall be the same, and shall be appointed in the same manner and by the same officials as provided by the election law of the State for the appointment of officers to hold general elections in this State, and the election shall be held in all things in accordance with this act, the law governing general elections and the constitutional provisions concerning amendments to the Constitution.

Section 5. That the votes cast at such election shall be counted, canvassed and tabulated and return made to the Secretary of State in the same manenr as in election of representatives to the Legislature; and if it shall thereupon appear that a majority of the qualified electors who voted at such election upon the proposed amendment voted in favor of the same, such amendment shall be valid in all intents and purposes as a part of the Constitution of Alabama.

Section 6. The result of such election shall be made known by proclamation by the Governor.

Section 7. The expenses of the election herein provided for and the cost of the publication of the notices shall be paid out of the State Treasury in the same manner as the expenses of other general elections are paid.

The above and foregoing bill, H. 542 proposing an amendment to the Constitution was read one time at length and referred to the Standing Committee on Constitution and Constitutional Amendments.

By Mr. Lee:

H. 543. To provide a code of laws authorizing and governing the issuance, sale, regulation, funding, refunding, paying, and retiring of bonds of the counties and municipal corporations, and to repeal all laws in conflict with the same.

Banks and Banking.

By Mr. Ward of Tuscaloosa:

H. 544. To prohibit courts of county commissioners or Boards of Revenue in the State of Alabama, from awarding contracts in which the County of such Commissioners Court or Board of Revenue is interested, to any person related, to any member of such Commissioners court or Board of Revenue, by blood or marriage within the fourth degree, or to employ any such relatives to do any work for said county, and to provide that any warrant issue for work done in violation thereof shall not be a legal charge against the funds of such county, and to provide punishment for the violation thereof.

Revision of Laws.

By Mr. Powell:

H. 545. To amend Sections 7534, 7542, 7543, 7544, 7551, and to amend sub-sections (a), (b), (c), (d), (e) 2, (f), (g), and (h) of Section 7551 and 7552 and to amend sub section (b) of section 7552 and sections 7554, 7555, 7556, 7557, 7558, 7560, 7562, 7563, 7566, 7567, 7573, 7584, 7585, 7596, and 7549 of the Code of Alabama.

Revision of Laws.

BILLS ON SECOND READING

Mr. Long, Chairman of the Standing Committee on Rules reported that said Committee in session had acted on the following bills and ordered same returned to the House with a favorable report:

H. 339. To provide and set apart certain offices and rooms in the State Capitol Building for the sole use of the Legislature and to make an appropriation for the repairing, furnishing and equipping of said offices and rooms and the Senate Chamber and Hall of the House of Representatives and to provide for the appointment of the necessary committee or committees to carry into effect the provisions of this Act.

H. 341. To amend the incorporation laws of Alabama so as to provide for and authorize an incorporation by the Alabama Highway Director, the President of the State Board of Administration, and the Chairman of the State Tax Commission, for the purpose of constructing or causing to be constructed, bridges and approaches for public use on or connecting highways in this State; to prescribe its powers and duties; to exercise the right

of eminent domain; to provide for raising the necessary funds for such purpose; to prescribe the rights and powers of the purchasers of any bonds issued; and to maintain and operate such bridges; to operate any such bridge or bridges for toll until the cost of construction and maintenance shall have been paid, and to provide for the payment of interest on said bonds by the State of Alabama.

H. 353. To provide for the disposition of certain surplus state documents now in the possession of the Department of Archives and History, held in custody for the several other State Departments, Bureaus, Boards, Commission and other offices and to repeal that Act of the Legislature approved Sept. 23, 1915, and embodied in Sec. 1408 of the Code of 1923, and to appoint a commission to carry into effect these provisions.

Mr. Long, Chairman of the Standing Committee on Rules, reported that said Committee in session had acted on the following bill and ordered same returned to the House with a favorable report with amendment:

H. 357. (With amendment) In relation to public education. To provide for prescribing courses of study and for the selection, adoption, securing and distributing of text books.

Mr. Johnson, Chairman of the Standing Committee on Insurance and Insurance Companies, reported that said Committee in session, had acted on the following bills and ordered same returned to the House with a favorable report:

H. 395. To repeal section 7534 to 7597 both inclusive of the 1923 Code of Alabama.

H. 397. To provide a method of valuation for securities of life insurance companies.

H. 401. To change the name of the office of State Fire Marshal to the "Department of State Fire Prevention"; the directing head shall be known as the State Fire Commissioner and his assistants shall be known as Deputy Fire Commissioners and provide that existing laws or laws hereafter enacted apply accordingly.

H. 403. To define the business of burial companies, associations and societies; to provide for the better regulation of such companies, associations and societies, and to fix a standard of solvency for such companies, associations and societies, and to provide penalties for violation of this act.

H. 410. To prohibit the Superintendent of Insurance or any Deputy Superintendent or employee of the insurance department from being financially interested directly or indirectly, or being employed directly or indirectly in or by any insurance

company doing business within the State of Alabama and to provide penalties for violation hereof.

H. 411. To prohibit the State Fire Marshal, Deputy State Fire Marshal or any employee in the office of the State Fire Marshal from being financially interested directly or indirectly or employed directly or indirectly in or by any insurance company doing business within the State of Alabama, and to provide penalties therefor.

Mr. Johnson, Chairman of the Standing Committee on Insurance and Insurance Companies, reported that said Committee in session had acted on the following bill and ordered same returned to the House with a favorable report with amendment:

H. 404. (With amendment) To provide for the organization, operation and supervision of fire insurance rate-making bureaus; to provide for a review of rates and rules fixed by such bureaus for insurance upon property in this State; to prohibit discrimination in such rates; to regulate all agreements between fire insurance companies or their agents affecting such rates; and empowering the Superintendent of Insurance to reduce fire insurance rates, and providing for penalty for violation.

Mr. Sanderson, Chairman of the Standing Committee on Revision of Laws, reported that said Committee in session, had acted on the following bills and ordered same returned to the House with a favorable report:

H. 25. To amend Section 8067 of the Code of Alabama, 1923.

H. 24. To amend Section 8075 of the Code of Alabama, 1923.

H. 26. To amend Section 8086 of the Code of Alabama, 1923.

H. 130. To amend Section 9023 of the Code of Alabama of 1923.

H. 237. To amend Section 7244 of the Code of Alabama 1923.

H. 364. Allowing boxing, sparring and wrestling matches and exhibitions under the regulation and supervision of the Alabama Athletic Commission herein established, and relating to the powers, duties, compensation and authority of said Commission, and prescribing penalties for the violation of the provisions of this act, or rules of said Commission.

Mr. Allen, Chairman of the Standing Committee on Agriculture, reported that said Committee in session, had acted on the following bill and ordered same returned to the House with a favorable report:

H. 387. For the purpose of finding out new scientific facts in regard to the use of fertilizer for farm and truck crops, the adaptation and improvement of varieties of crops, the establishment and improvement of pastures, the production of feed and forage crops, the economic production and management of live-stock, the production of fruits, vegetables, nuts and citrus fruit, the control of insect pests, plant and live-stock diseases, and other similar important agricultural and economic problems having for their object the development of a more permanent, more profitable and diversified agriculture, there is hereby created and provision made for the maintenance of sub-agricultural experiment stations, one upon each of the four main large soil types of the State as represented in the Tennessee Valley, the Black Belt, the Wire-grass, and the Gulf Coast area; to create a commission to locate said sub-stations and to provide for its per diem and expenses; to provide for the carrying on of research work on Experimental Fields in different parts of the State; to make appropriations to the Board of Trustees of the Alabama Polytechnic Institute for carrying out the purposes of this Act; to provide for the administration and direction of this work; to authorize and empower county boards of revenue or county commissioners, or other bodies having similar jurisdiction in the several counties of the State, individuals, firms, organizations, corporations, companies or municipalities to make donations and appropriations for the purchase of land and equipment for said sub-stations; to authorize the Board of Trustees of the Alabama Polytechnic Institute to accept such donations.

Mr. Allen, Chairman of the Standing Committee on Agriculture, reported that said Committee in session, had acted on the following bills and ordered same returned to the House with a favorable report with amendment:

H. 343. (With amendment) . To provide for the establishment of a Demonstration Farm at or near each of the State Secondary Agricultural Schools of Alabama, to provide for the necessary physical plants and equipment for such farms, to authorize and empower county boards of revenue or county commissioners or other bodies having similar jurisdiction in each county to appropriate funds for aiding in the purchase of land and equipment for said farms, to make appropriations for the maintenance of said farms and provide for their management and control.

H. 351. (With amendment.) To provide for the inspection of dairy farms and milk plants, and for the grading of the milk and cream output of such establishments.

Mr. Hawkins, Chairman of the Standing Committee on Municipal Organization, reported that said committee in session had acted on the following bills and ordered same returned to the House with a favorable report:

H. 346. To vacate and abandon certain described portions of certain streets, avenues and alleys, in the City of Sheffield, County of Colbert, and State of Alabama.

H. 347. To vacate and abandon a certain described portion of a certain street in the City of Sheffield, County of Colbert, and State of Alabama.

The above and foregoing Bills were severally read a second time and placed on the Calendar.

Mr. Sanderson, Chairman of the Standing Committee on Revision of Laws, reported that said Committee in session had acted on the following bills and ordered same returned to the House with an adverse report:

H. 40. To amend Sections 1 and 4 of an act entitled "An Act to regulate elections; to provide for the registration of electors, and the preparation and furnishing of a list of the qualified electors to the election inspectors," approved Oct. 2, 1920.

H. 42. To require all county officers who receive or distribute county funds or moneys to make quarterly reports to the Court of County Commissioners, Boards of Revenue, or other governing body of the County.

Mr. Simpson, Chairman of the Standing Committee on Judiciary, reported that said Committee in session had acted on the following bills and ordered same returned to the House with an adverse report:

S. 17. To regulate the sessions of the circuit court in all counties in this State having more than 200,000 population according to the last or any succeeding Federal census.

H. 89. To amend Section 6240 of the Code of Alabama, 1923.

H. 90. To amend Section 6242 of the Code of Alabama, 1923.

H. 321. To further regulate marriage in this State.

H. 332. Making it unlawful for any defendant on bail or bail bond or recognizance for appearance to any lawful court in the State of Alabama to forfeit his or her bail or bail bond or recognizance, and fixing the punishment.

H. 333. To regulate release of bail after conditional judgment and taxing costs of forfeiture on defendant.

H. 335. To amend Section 3376 of the Code of Alabama.

H. 336. To amend section 3263 of the Code of Alabama.

H. 337. To amend Section 3762 of the Code of Alabama.

The above and foregoing bills were severally read a second time and placed on the adverse calendar.

MESSAGE FROM THE SENATE

Mr. Speaker:

The Senate has originated and adopted the following Joint Resolution and sends same herewith to the House:

By Mr. Mitchell:

S. J. R. 47. Be it resolved by the Senate of Alabama, The House concurring:

That at twelve o'clock noon on this June 10, 1927, The Senate and House do recess from the regular order of business and sit in joint session in the hall of the House of Representatives;

That the purpose of such joint session shall be to do honor to the memory of two distinguished former governors of Alabama, to-wit: The late Hon. Edward A. O'Neal and the late Hon. Emmet O'Neal, father and son, and to accept on the part of the State of Alabama portraits of these honored sons of the State whose names will always live in her history.

J. E. Speight,
Secretary.

SENATE MESSAGE

On motion of Mr. Tunstall the House concurred in and adopted the S. J. R. 47 set out in the above and foregoing message from the Senate.

MESSAGE FROM THE SENATE

Mr. Speaker:

The Senate has originated and passed the following Bills and sends same herewith to the House:

By Mr. Fite:

S. 57. To extend the corporate existence of all corporations incorporated under the laws of the State of Alabama, and now carrying on business as a corporation where the de ure corporate existence has heretofore terminated, and to extend the corporate existence of all such corporations where the de ure corporate existence of the corporation will terminate within ten years from the date of the approval of this Act.

By Mr. Fite:

S. 113. To amend Section 8588 of the Code of Alabama.

J. E. Speight,
Secretary.

SENATE MESSAGE

The Senate Bills, the titles to which are set out in the above and foregoing message from the Senate were severally read one

time and referred to appropriate Standing Committees as follows:

Municipal Organization, S. 57.

Judiciary, S. 113.

REPORT OF STANDING COMMITTEE ON ENROLLED BILLS

Mr. Speaker:

Your Standing Committee on Enrolled Bills reports that it has examined the following House Bills and House Joint Resolutions:

H. 69. To amend Section 3238 of the Code of Alabama.

Also:

H. 87. Recognizing, ratifying, and confirming the consolidation of the State Bar with The Alabama State Bar Association, under the name of "The Alabama State Bar Association" and under the Constitution and By-laws as adopted by said consolidated body, effected in pursuance of Section 20 of An Act of the Legislature of Alabama, approved August 9, 1923, entitled: "An Act to provide for the organization, regulation and government of the State Bar including admissions and disbarments of lawyers." (Acts Alabama 1923, p. 100), as said Act was amended by An Act of the Legislature of Alabama, approved September 26, 1923, entitled: "An Act to amend Section 8 of an Act entitled 'An Act to provide for the organization, regulation and government of the State Bar Association, including admissions and disbarments of lawyers,' approved August 9th 1923." (Acts Alabama 1923, p. 587), which Section 20 is compiled and arranged as Section 6239 of the Code of Alabama of 1923.

Also:

H. 93. To amend Sections 2, 5, and 20 of An Act of the Legislature of Alabama, approved August 9, 1923, entitled: "An Act to provide for the organization, regulation and government of the State Bar including admissions and disbarments of lawyers." (Acts Alabama 1923, p. 100), as said Act was amended by An Act of the Legislature of Alabama, approved September 26, 1923, entitled: "An Act to amend Section 8 of An Act entitled 'An Act to provide for the organization, regulation and government of the State Bar Association, including admissions and disbarments of lawyers,'" approved August 9th, 1923." (Acts Alabama 1923, p. 587), which Sections 2, 5 and 20 are each respectively compiled and arranged as Sections 6221, 6224 and 6239 of the Code of Alabama of 1923.

Also:

H. 239. To provide for the election of a county superintendent of education for Dale County, Alabama, to fix his term of office, to prescribe his salary, and the manner of payment, to

define his qualifications, powers and duties, and to provide for the election of his successor in office.

Also:

H. J. R. 63. Extending the sympathy and sorrow of the State of Alabama to the French Republic and to the comrades and families of Nungesser and Coli and expressing appreciation for their contribution to human progress and making grateful acknowledgment to Lindbergh, Chamberlain and Levine of the debt owed by the American people.

Also:

H. J. R. 64. Accepting the invitation extended by the people of Mobile to the Legislature of Alabama to visit Mobile on June 14th, 1927, to inspect the State Docks and attend the dedication of Cochrane Bridge.

And finds same correctly enrolled.

Robt. B. Harwood,
Chairman.

SIGNING OF BILLS AND JOINT RESOLUTIONS

The Speaker of the House in the presence of the House, immediately after the titles had been publicly read by the Clerk, the reading at length having been dispensed with by a two-thirds vote of a quorum present, signed the Bills, and House Joint Resolutions, the titles to which are set out in the above and foregoing report of the Standing Committee on Enrolled Bills.

BILLS ON THIRD READING

H. 340. To authorize and provide for the issuance and sale of State bonds for the purpose of constructing, improving, repairing and maintaining public roads, highways and bridges as authorized by the constitutional amendment known as Article XXA of the Constitution of Alabama.

Was read a third time at length and passed.

Yeas, 98; Nays, 0.

Yeas:

Messrs:

Mr. Speaker	Cannon	Frey	Hightower
Adcock	Carter	Golson	Hollis
Allen	Cockrell	Goode	Howard
Anderson	Cook	Goodwyn	Howell
Baldwin	Darden	Graves	Hughes
Bartlett	Deloney	Green	Jeter
Beebe	Denson	Grove	Johnson
Brunson	Desear	Gullatt	Jones (Bullock)
Bryant	Edmundson	Hampton	Jones (Cleburne)
Burns	Edwards	Harwood	Jordan (Etowah)
Byars	Fite	Hawkins	Jordan (Washington)

Kirkpatrick	Nipper	Rogers (Elmore)	Stewart (Calhoun)
Langdon	Norman	Rogers (Mobile)	Thompson
Lawler	Owens	St. John	Tompkins
Lovelace	Parish	Sanders (Conecuh)	Tunstall
Luck	Patterson	Sanders (Pike)	Vickers
McAdory	Pegues	Sanderson	Waddell
Martin	Pitts	Shepherd	Wallace
Matthews	Poole	Shivers	Ward (Geneva)
Merrill	Powell	Simpson	Ward (Tuscaloosa)
Miller (Sumter)	Quillin	Smith	Ware
Molette	Rankin	Starnes	Webb
Morrow	Reeder	Stephens	Weldon
Moxley	Ringer	Stewart (Bibb)	Winn
Mullen	Rivers		

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And on motion of Mr. Poole the bill H. 340 was ordered sent forthwith to the Senate without engrossment.

H. 326. To abolish the Court of County Commissioners of Baldwin County, Alabama; to establish a Board of Revenue for said County in lieu of the Court of County Commissioners to provide for the appointment and election of the principal judge and associate members thereof; to prescribe and limit their duties, powers, jurisdiction, authority and privileges; to fix their compensation and to divide the County of Baldwin into four Board of Revenue Districts; to provide a clerk and assistant clerk for the said Board of Revenue and to fix their duties and compensation and to provide for a County Engineer as Superintendent of Roads and to repeal all laws in conflict with the provisions of this act.

Was read a third time at length and passed.

Yeas, 65; Nays, 0.

Yeas:

Messrs:

Mr. Speaker	Desear	Langdon	Powell
Adcock	Edwards	Lawler	Quillin
Allen	Fite	Lee	Reeder
Anderson	Frey	Luck	Ringer
Ashcraft	Golson	Martin	Rivers
Bartlett	Goode	Merrill	St. John
Beebe	Graves	Monk	Shivers
Bryant	Green	Morrow	Smith
Burns	Grove	Moxley	Starnes
Byars	Gullatt	Mullen	Vickers
Cannon	Guy	Nipper	Waddell
Carter	Hellis	Owens	Wallace
Cockre'l	Howell	Parish	Ware
Cook	Hughes	Patterson	Webb
Darden	Jeter	Pitts	Weldon
Deloney	Johnson	Poole	Winn
Denson			

—65

And on motion of Mr. Beebe the bill H. 326 was ordered sent forthwith to the Senate without engrossment.

MESSAGE FROM THE GOVERNOR

To the Legislature of Alabama,
Gentlemen of the House:

I herewith return to the House in which originated said House Bill No. 255 without my approval.

The following executive amendment is suggested, which if adopted, will render the bill immune from further objection so far as the executive is concerned.

Amend said bill so as to read as follows:

"To exempt from taxation lands in the purchase of which a municipality has invested money pursuant to the terms of a lease sale contract or option agreement.

Be it enacted by the Legislature of Alabama:

That lands in the purchase of which any municipality of the State has invested money pursuant to the terms of a lease sale contract or option agreement shall, during the life of such lease sale contract or option agreement, be exempt from ad valorem taxation so long as said lands are being used by such municipalities for park, municipal, or other public purpose, or where the same are contracted for and in the possession of such municipalities with the bona fide intention of being so used.

Provided, however, that this Act shall only apply to cities having more than one hundred thousand (100,000) population, according to the last or any subsequent Federal census."

Respectfully,
Bibb Graves,
Governor.

GOVERNOR'S MESSAGE

On motion of Mr. Hawkins the House concurred in and adopted the amendment proposed by His Excellency, the Governor, to the Bill H. 255. Said amendment as proposed by His Excellency, the Governor being set out in the above and foregoing Message from the Governor.

Yeas, 90; Nays, 0.

Yeas:

Messrs:

Mr. Speaker	Cockrell	Green	Jones (Bullock)
Adcock	Cook	Grove	Jordan (Etowah)
Allen	Darden	Gullatt	Jordan (Washington)
Anderson	Deloney	Hampton	Kirkpatrick
Baldwin	Denson	Harwood	Langdon
Bartlett	Desear	Hawkins	Lawler
Beebe	Edmundson	Hightower	Lovelace
Brunson	Edwards	Hollis	Luck
Bryant	Fite	Howard	McAdory
Burns	Frey	Howell	Martin
Byars	Goode	Hughes	Matthews
Cannon	Goodwyn	Jeter	Merrill
Carter	Graves	Johnson	Miller (Sumter)

Molette	Pegues	Shepherd	Vickers
Monk	Pitts	Shivers	Waddell
Morrow	Powell	Simpson	Wallace
Moxley	Quillin	Smith	Ward (Geneva)
Mullen	Rankin	Starnes	Ward (Tuscaloosa)
Nipper	Ringer	Stephens	Ware
Norman	Rivers	Stewart (Bibb)	Webb
Owens	Rogers (Mobile)	Thompson	Weldon
Parish	St. John	Tompkins	Winn
Patterson	Sanderson		

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Which was a majority of the whole number elected to the House.

And said Bill:

H. 255. To exempt from taxation lands in the purchase of which a municipality has invested money pursuant to the terms of a lease sale contract or option agreement.

As amended by the amendment of His Excellency the Governor was again read a third time at length and passed.

Yeas, 78; Nays, 0.

Yeas:

Messrs:

Mr. Speaker	Edwards	Jordan (Etowah)	Pitts
Adcock	Frey	Jordan (Washington)	Poole
Allen	Golson	Kirkpatrick	Powell
Anderson	Goode	Langdon	Quillin
Baldwin	Goodwyn	Lawler	Rankin
Bartlett	Graves	Luck	Reeder
Beebe	Green	McAdory	St. John
Brunson	Grove	Martin	Sanderson
Bryant	Gullatt	Matthews	Shepherd
Burns	Guy	Merrill	Shivers
Byars	Hampton	Morrow	Simpson
Cannon	Harwood	Moxley	Smith
Carter	Hawkins	Mullen	Starnes
Christian	Hightower	Nipper	Stephens
Cockrell	Hollis	Norman	Thompson
Cook	Howard	Owens	Tunstall
Darden	Howell	Parish	Waddell
Deloney	Hughes	Patterson	Wallace
Denson	Jeter	Pegues	Ware
Desear	Johnson		

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Which was a majority of the whole number elected to the House.

MESSAGE FROM THE SENATE

Mr. Speaker:

The Senate has originated and adopted the following Joint Resolution and sends same herewith to the House:

By Rules Committee:

S. J. R. Resolved by the Senate, the House concurring, That when the two Houses adjourn today, they adjourn to meet again Wednesday, June 15, 1927, at ten A. M.

Provided, that no member of the Legislature shall draw or be entitled to extra mileage.

J. H. Speight,
Secretary.

SENATE MESSAGE

Mr. Tunstall offered the following amendment to the S. J. R. 49.

Amend SJR 49 by striking therefrom "ten A. M." where it occurs in the Resolution and inserting in lieu thereof "two o'clock P. M."

And the amendment offered by Mr. Tunstall was adopted.

And the S. J. R. 49 as amended was concurred in and adopted.

JOINT SESSION

The hour of twelve o'clock noon having arrived the House and Senate, in accordance with S. J. R. 47 heretofore adopted, met in Joint Session in the Hall of the House to do honor to the memory of two distinguished former Governors of Alabama, the late Hon. Edward A. O'Neal, and the late Hon. Emmet O'Neal, father and son, and did accept on the part of the State of Alabama portraits of these two honored sons.

The purpose of the Joint Session having been accomplished the Senate retired to its Chamber.

The Speaker of the House then called the House to order.

MESSAGE FROM THE SENATE

Mr. Speaker:

The Senate has concurred in the House amendment to the Resolution:

S. J. R. 49. Relative to adjournment of the two Houses until Wednesday, June 15, at 2 P. M.

J. E. Speight,
Secretary.

MESSAGE FROM THE SENATE

Mr. Speaker:

The Senate has originated and adopted the following Joint Resolution, and sends same herewith to the House.

Introduced by Senator Craft:

S. J. R. 50. Whereas, the loss of life, and especially the loss of property, reaching the enormous figure of more than One Million Dollars; causing human suffering which has been more wide-spread than any catastrophe which has ever been inflicted upon the people, short of war, or a nation-wide epidemic in reducing multiplied thousands of our fellow citizens to the direst straits for a bare subsistence, and even this, they would be denied, but for the magnificent service of the Red-Cross Association, and Governmental Agencies.

And, Whereas, It will be absolutely essential that this help shall be continued for many months to come, to keep the many sufferers from absolute want,

And whereas, the floods on the Mississippi River and other streams is the source from which this terrible disaster arises, which in addition to other evils has covered vast areas of the earth's surface, preventing cultivation of the soil for some time to come.

And Whereas, What are "alluvial lands," that is, lands very fertile and productive, more so than the surrounding lands, and because it is more subject to overflow, being so much less valuable for that reason—but in reality, the best land.

And whereas, The remedying of this wide-spread loss and waste call most loudly for immediate and careful consideration, and attention,

And Whereas, There is now a surplus in the National Treasury of some \$600,000,000.00 to \$800,000,000.00, all of which, or such portion of which as may be necessary could not be put to a better use, with larger and more justifying returns from its expenditure than the controlling of these flood waters, which are becoming alarmingly frequent and portentiously threatening.

Therefore, be it resolved by the Senate, the House concurring, That we deeply sympathize with our fellow-citizens in the flooded areas, upon whom all this great suffering has come,

Be it further resolved, That we most earnestly petition, and call upon Congress, to take all steps that may be necessary, in the full exercise of its powers, towards the speedy remedying of the untoward conditions now so prevalent in the flooded areas.

Be it Further Resolved, That the Governor is requested to transmit copies of this resolution to the President of the United States, with the earnest request that he call Congress together in Extraordinary Session to consider ways and means of bringing about the speediest relief possible.

J. E. Speight,
Secretary.

SENATE MESSAGE

The S. J. R. 50 set out in the above and foregoing Message from the Senate was on motion of Mr. Waddell concurred in and adopted.

NOTICE TO TAKE FROM ADVERSE CALENDAR

Mr. Stewart of Bibb gave notice that on the next Legislative Day he would make a motion to take H. B. 40 and H. B. 42 from the adverse calendar and place said bills on the Calendar of the House for passage.

CERTIFICATE OF CLERK

To the House of Representatives:

I hereby certify that the bills and H. J. R. hereinafter mentioned were delivered to the Executive Department on the dates and hours named and that I hold the receipt of the Executive Department for same.

Delivered to Governor at 11:35 A. M. June 10th, 1927.

H. 69.

H. 87.

H. 93.

H. 239.

H. J. R. 63.

H. J. R. 64.

J. H. Stewart,
Clerk.

ADJOURNMENT

Under a joint resolution heretofore adopted the House on motion of Mr. Adcock adjourned until Wednesday, June 15th, 1927, at 2 o'clock P. M.

TWENTY SECOND DAY

Montgomery, Alabama.
House of Representatives.
Wednesday, June 15th, 1927.

The House met pursuant to adjournment.

PRAYER

The session was opened with prayer by Dr. Frank Willis Barnett of Birmingham.

ROLL CALL

On a call of the roll of the House the following members answered to their names:

Messrs:			
Mr. Speaker	Goodwyn	Luck	Rogers (Mobile)
Adcock	Graves	McAdory	St. John
Anderson	Green	Martin	Sanders (Conecuh)
Ashcraft	Grove	Matthews	Sanders (Pike)
Baldwin	Gullatt	Merrill	Sanderson
Bartlett	Guy	Miller (Marengo)	Shepherd
Beebe	Hampton	Miller (Sumter)	Shivers
Brunson	Harwood	Molette	Simpson
Bryant	Hawkins	Monk	Smith
Burleson	Hightower	Morrow	Starnes
Burns	Hollis	Mullen	Stephens
Byars	Howard	Nipper	Stewart (Bibb)
Cannon	Howell	Norman	Stewart (Calhoun)
Carter	Hubbard	Owens	Thompson
Christian	Hughes	Parish	Tompkins
Cockrell	Jeter	Patterson	Tunstall
Cook	Johnson	Pegues	Vickers
Darden	Jones (Bullock)	Pitts	Waddell
Deloney	Jones (Cleburne)	Poole	Wallace
Denson	Jordan (Etowah)	Powell	Ward (Geneva)
Desear	Jordan (Washington)	Quillin	Ward (Tuscaloosa)
Edmundson	Kirkpatrick	Rankin	Ware
Edwards	Langdon	Reeder	Webb
Frey	Lawler	Ringer	Weldon
Golson	Lee	Rivers	Winn
Goode	Lovelace	Rogers (Elmore)	

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A quorum was present.

JOURNAL

The Chairman of the Standing Committee on Revision of the Journal made the following report:

REPORT OF STANDING COMMITTEE ON REVISION OF THE JOURNAL

Mr. Speaker:

Your standing committee on Revision of the Journal begs leave to report that said committee has carefully examined the Journal of the House for the 21st legislative day, and finds same correct.

R. G. Langdon,
Chairman.

The report of the committee was concurred in and adopted and the Journal for the 21st legislative day was approved.

LEAVE OF ABSENCE

Was granted to Messrs. Allen, Fite and Moxley for today.

RESOLUTION

The following resolution was introduced.

By Mr. Tunstall:

H. J. R. 69. Resolved, by the House the Senate concurring, that when the two Houses adjourn today they adjourn to meet Friday, June 17th, 1927.

And the rules were suspended and the H. J. R. 69 was adopted.

INTRODUCTION OF BILLS

On a call of Counties Bills were introduced, severally read one time and referred to appropriate Standing Committee as follows:
By Mr. Howard:

H. 546. To amend an Act entitled An Act to prescribe the qualifications of persons who may hold the office of county superintendents of education in the several counties of the State; to regulate the employment or election of county superintendents of education, and to prescribe penalties for the violation of the provisions of this Act, approved October 1, 1923.

Education.

By Mr. Howard (Notice and Proof):

H. 547. To amend an Act entitled an Act to establish an Inferior Court for the County of Autauga, approved September 26th, 1923, and to further provide for the payment of witnesses in attendance upon said Court, and to further provide for the payment of the Clerk and Sheriff for services rendered in cases not proessed and in cases where the defendant is found not guilty. And to provide for distribution of the Inferior Court Funds.

Local Legislation.

Notice and Proof H. 547:

NOTICE

Notice is hereby given that application will be made to the Legislature of Alabama of 1927, for the passage of an Act of which the following is the substance:

"AN ACT

An Act to amend an Act entitled An Act to establish an Inferior Court for the County of Autauga, approved September 28th, 1923, and to further provide for the payment of witnesses in attendance upon said Court, and to further provide for the payment of the clerk and sheriff for services rendered in cases not proessed and in cases where the defendant is found not guilty. And to provide for distribution of the Inferior Court funds.

That Section 2 of said Act be amended so as to read as follows:

Section 2. Said Court and the Judge thereof shall have and exercise all jurisdiction now conferred or which may hereafter be conferred on Justices of the Peace in civil cases, and in addition thereto shall have and exercise concurrent jurisdiction in all civil cases with the Circuit Court, where the amount does not exceed the sum of one hundred dollars (\$100.00). And in criminal cases the said court and the judge thereof shall have and exercise concurrent jurisdiction with the several county courts of the State in all misdemeanor cases.

That Section 3 of said Act be amended so as to read as follows:

Section 3. That in addition to the jurisdiction above conferred, said Court and the Judge thereof shall exercise the same preliminary hearings in felony cases as are now, or may hereafter be conferred upon the Justices of the Peace in the State of Alabama.

That Section 4 of said Act be amended so as to read as follows:

Section 4. That said Court shall conform to and be governed by the rules of practice and procedure that now, or hereafter, may be applicable to Justices of the Peace in civil cases, and in criminal cases said court shall be governed by the same rules of practice and procedure as may now or hereafter govern or be applicable to the several county courts of Alabama.

That Section 10 of said Act be amended so as to read as follows:

Section 10. Appeals in all civil cases may be taken from said Court in the same manner as appeals are now taken from the Justice Court to the Circuit Courts of this State and are there tried de novo. And appeals from said court in criminal cases may be taken in the same manner as appeals are now taken from the several county courts of this State to the Circuit Courts of this State and are there tried de novo.

That Section 15 of said Act be amended so as to read as follows:

Section 15. The fees and costs in all civil cases in said court shall be the same as now allowed in the Justice of the Peace courts in this State, except as otherwise herein provided, and shall be collected and paid out in the same manner as fees and costs are now collected and paid out in Justice of the Peace courts in this State, and all such fees and costs when so collected shall be paid to the Clerk of this Court as compensation for his services rendered therein. And in addition to the fees and costs herein provided for the clerk for his services, the sheriff shall be entitled to the same fees as are now allowed by law to the sheriff in this State for his services rendered in serving processes issued out of the Justice of the Peace Court, and when collected shall be retained by such sheriff as compensation for his services rendered. And in all criminal cases the clerk and the sheriff shall be entitled to the same fees and costs as are now or hereafter may be allowed to the clerks and sheriffs for services rendered in the several county courts of the State. And in addition to the fees already provided, the sheriff shall receive the sum of two dollars (\$2.00) per day for his attendance

on said court, which shall be paid out of the Inferior Court Fund upon the warrant of the judge of said court drawn upon said Inferior Court Fund. All fines and forfeitures collected by the judge of said court shall be by him paid to the County Custodian of said County of Autauga who is hereby designated as the custodian of said Inferior Court Fund, and must be kept by him separate and apart from any other county funds.

That Section 17½ be added to this Act, which shall read as follows:

Section 17½. That in all civil cases in said court witnesses who are summoned and attend said court shall be entitled to the same fees as witnesses are entitled for attending the Justice of the Peace Court in this State, and shall be paid in same manner as witnesses are now paid in other civil cases. And that all witnesses in criminal cases who are summoned and attend said court shall be entitled to the same fees and mileage as witnesses are entitled who attend the several county courts of the State; provided, that in all cases where the defendant is acquitted, discharged, or the case is not pressed, witnesses who are entitled to pay as such shall be paid out of the Inferior Court Fund upon the presentation of their witness certificates duly certified by the Clerk of this Court. Provided further, that in all cases in said court where the State fails to convict, or is not pressed, abated, or the State withdraws the prosecution, the fees of the sheriff and the clerk shall be paid out of the Inferior Court Funds of said county, but the sheriff and clerk must make affidavit before the Judge of Probate of the amount due them, and the right of the Sheriff and the Clerk to such payment of such fees shall be postponed to the right of State witnesses.

That Section 17¾ be added to said Act, which shall read as follows:

Section 17¾. That on the first Monday in January of each year the custodian of said Inferior Court Fund shall pay into the fine and forfeiture fund of Autauga County all moneys on hand to the credit of such Inferior Court Fund in excess of one thousand dollars (\$1,000.00)."

The State of Alabama,

Autauga County.

Before me, the undersigned authority in and for said County and State, personally appeared H. M. Doster who, being first duly and legally sworn, deposes and says on oath, that he is the publisher of The Prattville Progress, a newspaper published at Prattville, in said County and State, and that the annexed published proposed bill to be introduced at the present session of the Legislature of Alabama has been published in said newspaper on the 12th, 19th, 26th days of May and on the 2nd day of June, 1927, being once a week for four consecutive weeks, in said newspaper.

H. M. Doster,

Publisher.

Sworn to and subscribed before me, this the 10th day of June, 1927.

Douglas Booth,

Notary Public, Autauga County, Ala.

By Mr. Howard (Notice and Proof) :

H. 548. For the Relief of D. B. Chambliss, Former Sheriff of Autauga County, Alabama.

Appropriations.

Notice and Proof H. 548:

PROOF

NOTICE

Notice is hereby given that application will be made to the Legislature of Alabama of 1927, for the passage of an Act of which the following is the substance:

"AN ACT

For the relief of D. B. Chambliss, former Sheriff of Autauga County, Alabama.

Whereas, D. B. Chambliss, formerly Sheriff of Autauga County, Alabama, holds certain claims for services performed as such Sheriff for the Inferior Court of Autauga County, Alabama, in cases in which the State failed to convict, and in cases in which the State took a nol pros or were abated or the prosecution withdrawn by the State and which said claims have not been paid and are based on certain services rendered by him in his official capacity while holding the aforesaid office. And,

Whereas, the Act creating the Inferior Court of Autauga County, Alabama, failed to make any provision for the payment of such claims and services. And,

Whereas, it appears that said claims are for services performed in the regular discharge of his duties as such sheriff, and were rendered since the 26th day of September, 1923, and amount to the sum of two thousand, three hundred and fifty-eight dollars (\$2,358.00). And,

Whereas, it appears that said D. B. Chambliss as Sheriff of said County has performed said services for said Inferior Court and has earned the sum of two thousand, three hundred and fifty-eight dollars (\$2,358.00), in cases that were nol prossed, abated or the State failed to convict or withdrew the prosecution. Therefore,

Be it enacted by the Legislature of Alabama:

Section 1. That out of any funds in the Inferior Court Funds of Autauga County, Alabama, not otherwise appropriated, there is hereby appropriated two thousand, three hundred and fifty-eight dollars (\$2,358.00) for the relief of D. B. Chambliss, former Sheriff of Autauga County, Alabama for services rendered for the Inferior Court of Autauga County, Alabama, as such Sheriff to pay for the services that were performed by him while acting as such Sheriff under the orders of such Inferior Court in cases in which were nol prossed, abated or the State failed to convict or withdrew the prosecution.

Section 2. Immediately after the passage of this Act and its approval by the Governor, the County Custodian of Autauga County, Alabama, is hereby authorized, and directed to pay to said D. B. Chambliss, former sheriff of Autauga County, Alabama, the sum of two thousand, three hundred and fifty-eight dollars (\$2,358.00) out of any money in the Inferior Court Funds of Autauga County, Alabama, not otherwise appropriated, for his relief for and on account of the services and costs hereinabove mentioned."

The State of Alabama,
Autauga County.

Before me, the undersigned authority, this day personally appeared H. M. Doster, who being by me first duly sworn, says, I am publisher of The Prattville Progress, a newspaper published in Prattville, Autauga County, Alabama, and that the foregoing and above notice of the bill to be introduced in the present session of the Legislature of Alabama for the relief of D. B. Chambliss, former sheriff of Autauga County has been published in said newspaper for four (4) consecutive weeks, said notice appeared in the issues of May 12th, May 19th, May 26th, and June 2nd, 1927 of said paper.

H. M. Doster.

Sworn to and subscribed before me, this June 9th, 1927.

C. E. Alexander,
Notary Public, Autauga County, Ala.

By Mr. Howard (Notice and Proof) :

H. 549. For the Relief of R. P. Barnes, Clerk of the Inferior Court of Autauga County, Alabama.

Local Legislation.

Notice and Proof H. 549.

NOTICE

Notice is hereby given that there will be introduced in the present session of the Legislature of Alabama when said Legislature reconvenes an Act entitled "An Act for the relief of R. P. Barnes, as Clerk of the Inferior Court of Autauga County, Alabama." Said Act provided for the relief of the said R. P. Barnes, as such Clerk of said Inferior Court of Autauga County in the sum of five hundred and forty-four dollars and twenty cents (\$544.20) said sum being due the said Barnes for his services rendered in said Inferior Court of Autauga County, as the clerk thereof since September 26, 1923, in criminal cases which were nol prossed, dismissed and tried and acquitted. And to further direct the Custodian of Autauga County to pay to the said R. P. Barnes the sum of five hundred and forty-four dollars and twenty cents (\$544.20) out of the Inferior Court Fund and such payment to be immediately made upon the approval of this Act.

The State of Alabama,
Autauga County.

Before me, the undersigned authority, this day personally appeared H. M. Doster, who being by me first duly sworn deposes and says,—I am the publisher of the Prattville Progress, a newspaper published in Prattville, Autauga County, Alabama, and that the above and foregoing notice of the application for the introduction of the bill for the relief of R. P. Barnes was published in said paper for four (4) consecutive weeks, the said notice appearing in the issues of May 12th, May 19th, and June 2nd, 1927, of said paper.

H. M. Doster.

Sworn to and subscribed before me, this June 13th, 1927.

E. Guy Reid,

Notary Public, Autauga Co., Ala.

By Mr. Owens (Notice and Proof) :

H. 550. To fix the compensation of all persons serving upon juries in Barbour County.

Local Legislation.

Notice and Proof H. 550.

NOTICE

Is hereby given that at the June session of the Legislature of Alabama the following bill will be introduced to be enacted into law:

AN ACT

To be entitled An Act to fix the compensation of all persons serving upon juries in Barbour County.

Section 1. Be it enacted by the Legislature of Alabama, That the pay or compensation of all persons serving "upon juries" in Barbour County shall be five dollars per day, to be paid in the same manner as is now provided by law.

Sec. 2. That all laws in conflict with the provisions of this Act are hereby repealed.

Sec. 3. This Act shall go into effect immediately after its passage and approval.

Done this May 7, A. D. 1927.

W. H. Owens.

I, J. K. Simmons, publisher of The Eufaula Daily Citizen, certify that a local bill, a copy of which is attached hereto, has appeared in the above named paper four weeks as prescribed by law.

(Signed) J. K. Simmons, Publisher,
The Eufaula Daily Citizen.

Before me, a Notary Public, appeared J. K. Simmons, publisher of The Eufaula Daily Citizen, who on oath, swears the above is a true and correct statement.

(Signed) G. B. Espy,
Notary Public.

My commission expires April 21, 1929.
This June 7, 1927.

By Mr. Owens (Notice and Proof) :

H. 551. To fix the compensation of all persons serving as election officers in Barbour County:

Local Legislation.

Notice and Proof H. 551.

NOTICE

Is hereby given that at the June session of the Legislature of Alabama the following bill will be introduced to be enacted into law:

AN ACT

To be entitled An Act to fix the compensation of all persons serving as election officers in Barbour County.

Section 1. Be it enacted by the Legislature of Alabama, That the pay, or compensation of all persons serving "as election officers" in Barbour County shall be five dollars per day, to be paid in the same manner as is now provided by law.

Sec. 2. That all laws or parts of laws in conflict with the provision of this Act are hereby repealed.

Sec. 3. This Act shall go into effect immediately after its passage and approval.

Done this May 7, A. D. 1927.

W. H. Owens.

I, J. K. Simmons, publisher of The Eufaula Daily Citizen, certify that a local bill, a copy of which is attached hereto, has appeared in the above named paper four weeks as prescribed by law.

(Signed) J. K. Simmons, Publisher,
The Eufaula Daily Citizen.

Before me, a Notary Public, appeared J. K. Simmons, publisher of The Eufaula Daily Citizen, who on oath, swears the above is a true and correct statement.

(Signed) G. B. Espy,
Notary Public.

My commission expires April 21, 1929.
This June 7, 1927.

By Mr. Darden (With notice and proof) :

H. 552. To authorize and empower the Commissioners' Court of Coosa County, Alabama, to donate, contribute or appropriate any of the public funds of said county, not otherwise designated, to the public schools of the county for building, rebuilding, repairing, painting, enlarging, or seating purposes as the condition of the county treasury or finances may permit in their judgment from time to time.

Local Legislation.

With notice and Proof H. 552.

A BILL

To be entitled An Act to authorize and empower the Commissioners' Court of Coosa County to donate, contribute or appropriate to the public schools of the county for building, rebuilding, repairing, painting, enlarging or seating purposes as the condition of the county treasury may warrant from time to time out of the general funds of the county.

Be it enacted by the Legislature of Alabama,

1. The Commissioners' Court of Coosa County, Alabama, is hereby authorized and empowered, from time to time, as the financial condition of the county treasury may warrant in the judgment of the said Commissioners Court of Coosa County to donate, contribute or appropriate out of the general funds of said county to any public school within the county for the purposes of building, rebuilding, enlarging, repairing, painting or seating any public school building in the county.

2. It shall be lawful to pay said funds to any person or persons having control of the building, rebuilding, enlarging, painting, or seating of any public school building in the county, and this shall apply to any committee seeing after said work for the public schools where funds are contributed.

3. All laws and parts of laws in conflict with this Act are hereby repealed.

LEGAL NOTICE

Notice is hereby given that at the present session of the Legislature of Alabama the foregoing bill will be introduced for passage.

This May 2, 1927.

John A. Darden,
Representative, Coosa County, Alabama.

State of Alabama,
Coosa County.

Personally appeared before me, the undersigned authority in and for said County in said State, W. P. Pruitt, who, first being duly sworn, doth depose and say on oath:

That he is the owner, publisher and editor of The Rockford Chronicle, a weekly newspaper published and printed in Coosa County, Alabama; that the attached notice of a local bill was published in four consecutive issues of said newspaper being the issues bearing dates of May 5th, 12th, 19th and 26th, 1927.

W. P. Pruitt.

Subscribed and sworn to before me this the 7th day of June, 1927.

Henry O. Tell,
Notary Public, Coosa County, Alabama.

By Mr. St. John (With notice and proof) :

H. 553. To amend Sec. 3 of an Act to provide for the establishment, construction and maintaining of public roads and bridges in Cullman County, Alabama; creating a Highway Commission for said County, and defining its powers, jurisdiction and duties.

Local Legislation.

With notice and proof H. 553:

NOTICE

Notice is hereby given that the following bill will be introduced and passed at the present session of the Legislature of Alabama.

S. J. Griffin,
Judge of Probate.

A BILL

To be entitled: An Act to amend Sec. 3 of an Act to provide for the establishing, construction and maintaining of public roads and bridges in Cullman County, Alabama; creating a Highway Commission for said County, and defining its powers, jurisdiction and duties.

Be it enacted by the Legislature of Alabama:

Sec. 1. That Sec. 3 of an Act to provide for the establishing, construction and maintaining of public roads and bridges in Cullman County, Alabama; creating a Highway Commission for said County, and defining its powers, jurisdiction and duties, be and the same hereby is amended so as to read as follows:

"Section 3. The said Highway Commission shall hold regular meetings at such times as may be fixed by the Commission, and such other special meetings as the road business of the county may require, such special meetings to be called by the chairman on sufficient notice to the associate members.

The affirmative votes of two members of said Highway Commission shall be sufficient to decide any question coming before said Highway Commission for decision. Such Commission, as soon after the appointment and qualification of members thereof as practicable, shall divide said county into as many road districts as in the discretion of the Commission is necessary—not less than five, nor more than seven districts—and the said Commission is hereby authorized and empowered to employ a district road supervisor for each of the said districts to supervise all construction and maintenance of the roads and bridges of his district, and shall fix his duties and compensation, and may discharge such supervisor at their discretion and employ other supervisors. Such supervisors may be employed for such time as in the judgment of said Commission is necessary to the proper construction and maintenance of the roads and bridges of the county. Such Commission shall also have power and authority to employ such other labor and teams as may be necessary for the construction, maintenance and improvements of the roads and bridges in such county, and to buy machinery, tools, implements, books, receipt books, records and stationery to be used by said commission, and other necessary equipment and road material which, in their judgment, is necessary for use on the public roads and bridges of said county, and to provide for the necessary sheltering and housing of the same and to pay all necessary expenses incurred by said commission, or any member thereof, in performing the duties imposed by this Act.

Said commission shall have authority, when it deems it necessary, to employ an engineer on such terms and for such time as is necessary in the location or change of any public road in the county, and to pay him for his services out of the road and bridge fund of the county.

Such commission shall have exclusive jurisdiction and control over the expenditure of all road and bridge funds in said county from whatever source obtained, and shall pay the same out upon warrants issued by the chairman of said commission after having been authorized by the vote of two or more members of the said commission; and the treasurer of said county, or other custodian of the public funds of said county, shall pay the warrants so drawn, upon their presentation, out of the road and bridge funds of said county.

Said commission shall also have the power and authority to employ a clerk of said commission, whose duty shall be to keep a true and correct record of the proceedings of said commission, as required by law of courts of county commissioners as to proceedings with reference to public roads and bridges, and of the receipts and disbursements thereof, and to keep a record of all tools, machinery and implements and road material and a list of road hands in such districts and the names of all roads in the county; and shall perform such other duties as may be required of him by the said commission.

Said clerk shall receive a salary not exceeding \$125.00 per month, to be paid out of the general or road fund of the county on warrant issued by the Judge of Probate.

Each of the road supervisors hereinbefore provided for shall make a true and correct itemized report of all work done in his district, and of the condition of the roads and bridges in his district, the labor employed, and a true and correct statement of the amount due each laborer for work, and all other expenses in connection with the road work in his district at the end of each month, which shall be audited by said commission; and, if found correct, the commission shall order a warrant drawn in favor of the person to whom any money is due for the amount so due.

No warrant shall be drawn for the payment of any claim against the road funds of said county except upon a duly itemized, verified account thereof being filed with said Highway Commission and duly audited and allowed by said commission."

The State of Alabama,

Cullman, Alabama.

Before me, Judge S. J. Griffin, a Judge of Probate in and for said County and State, personally appeared Joseph R. Rosson, publisher of The Cullman Democrat, a weekly newspaper published in Cullman, Cullman County, Alabama, and being duly sworn, says, that the notice of which the attached is a true copy, was published in said newspaper, once a week, for four successive weeks and being in the issues of the said newspaper of the following dates, viz.: Jan. 27, Feb. 2, Feb. 10, and Feb. 17.

Mrs. J. R. Rosson,
Publisher.

Sworn to and subscribed before me this the 14 day of March, 1927.

S. J. Griffin,
Judge of Probate.

By Mr. McAdory (With notice and proof) :

H. 554. To establish an inferior Court in precinct Twelve of Jefferson County Alabama, said precinct lying within or partly within the town of Leeds, Alabama, in lieu of all Justices of the Peace and notares public, with powers of Justice of the Peace in

said precinct Twelve of Jefferson County, Alabama, and to define the jurisdiction and powers of said court and of the Judge and other officers thereof, and to provide for a place for holding same, and provide the terms of said court, and for a judge of said court and other officers thereof, and for their salary or other compensation, and the qualifications of the judge of said court and to abolish the office of all Justice of the Peace, and Notary public Ex-officio Justice of the peace in said precinct.

Local Legislation.

With notice and proof H. 554:

NOTICE

To All Whom It May Concern:

You will take notice that at the present session of the Legislature of Alabama, there will be introduced a bill to create and establish an Inferior Court in Precinct Twelve of Jefferson County, Alabama, in lieu of all Justice of the Peace Courts, and Notaries Public with Justice of the Peace powers, to be known as the Inferior Court of Leeds, and an attempt to have said bill enacted into law.

Said bill will provide in substance as follows:

For an Inferior Court to be held at Leeds, Alabama, to take the place of and in lieu of all the Justice of the Peace Courts and Court of Notaries Public with powers of Justice of the Peace in said Precinct Twelve of Jefferson County, Alabama, and fix the term of said court, and provide for both civil and criminal jurisdiction of same, and the extent of said jurisdiction, and the powers of said court, and the name of same, and fix the terms of said court.

For the abolishment of all Justice of the Peace Courts, and Courts of Notaries Public with Justice of the Peace powers, in said Precinct Twelve, and provide for the court created by this bill handling the business, and issuing process on judgments already obtained in said Justice Courts, and a transfer of the cases pending in same to this court.

For a Judge of said Inferior Court, and for the appointment of said Judge, shall fix the terms of office of said Judge, fix the salary of said Judge and provide for the payment of said salary out of the treasury of Jefferson County, and shall fix the qualifications and powers of said Judge of said Court.

Will provide that the Board of Revenue of Jefferson County, Alabama, shall at the expense of the county, provide a place for holding said Court, and provide heat, lights, dockets, blanks and stationery for said Court.

Will provide for fees and costs to be taxed and collected and paid into the treasury of Jefferson County when collected, except the Constable's cost, which shall be collected and paid to the Constable of said precinct.

That the Sheriff of Jefferson County and the Constable of Precinct Twelve of Jefferson County shall be officers of said Court and shall execute its processes.

That the Judge of said Court shall issue all processes of said Court, and shall prescribe rules of practice in same, not inconsistent with the laws of Alabama.

That appeals and certiorari shall be provided for from said Court, and governed by the same laws as now obtain for same from Justice of the Peace Courts of Alabama.

That judgments of said Court may be recorded in the office of the Probate Judge and the effect of recording same.

That the Judge of said Court may appoint a special Constable in cases of emergency.

State of Alabama,
Jefferson County.

Before me, W. L. Acuff, a Notary Public, in and for said County, in said State, personally appeared Thomas D. Hudson who being by me first duly sworn, deposes and says, that he is the editor of The Jefferson Countian, a newspaper published at Leeds in Jefferson County, Alabama, and which is a weekly newspaper, that the notice, a copy of which is hereto attached, was published in said newspaper once a week for four consecutive weeks, and appeared in said paper in its regular issues of January 20th, January 27th, February 3d, Feb. 10th, 1927, which said notice was published without cost to the State of Alabama.

Thomas D. Hudson.

Sworn to and subscribed before me this the 18 day of Feb., 1927.

W. L. Acuff,
Notary Public.

By Mr. Simpson (With notice and proof) :

H. 555. To extend, alter and re-arrange the boundary lines and corporate limits of the Town of Tarrant City, in Jefferson County, Alabama, so as to include within said Town of Tarrant City certain additional territory, and to define and establish the boundaries and corporate limits of said Town as hereby extended, altered and re-arranged.

Local Legislation.

With notice and proof H. 555:

NOTICE

Notice is hereby given that application will be made to the Legislature of Alabama for the passage of a law, the substance of which proposed law is as follows:

AN ACT

To extend, alter and rearrange the boundary lines and corporate limits of the Town of Tarrant City, in Jefferson County, Alabama, so as to include within said Town of Tarrant City certain additional territory, and to define and establish the boundaries and corporate limits of said Town as hereby extended, altered and rearranged.

Be it enacted by the Legislature of Alabama:

Section 1. That the boundary lines and corporate limits of the Town of Tarrant City, in Jefferson County, Alabama, be, and the same are, hereby extended, changed, altered and rearranged so that the boundary lines and corporate limits of said Town shall embrace and include all that territory of land embraced and included in the following limits and boundaries, to-wit:

Begin at the northeast corner of Section 7, Township 17 South, Range 2 West, thence west along the north line of Section 7, Township 17 South, Range 2 West, 2762.75 feet to its intersection with the east boundary of the main line right of way of the Louisville & Nashville Railroad Company, thence south along said east boundary line of said right of way of Louisville & Nashville Railroad Company's main line 1257 feet to the south right of way line of the county road, thence at an angle of 81 degrees 15 minutes to the left 224.3 feet, thence at an angle of 8 degrees 36 minutes to the left

609.6 feet, thence with an angle of 87 degrees 26 minutes to the right 1804.8 feet, thence with an angle of 24 degrees 23 minutes 30 seconds to the right 500 feet, thence with an angle of 21 degrees to the left 1057.6 feet to an intersection with the northwestern right of way line of the Birmingham Waterworks Company's canal, thence with an angle of 137 degrees 28 minutes to the left, following said northwestern right of way line 3138.37 feet to a point of curvature, thence on a 26 degree curve to the left through an arc of 11 degrees 10 minutes a distance of 43.32 feet to a point of tangency, thence following said tangent and traversing said northwestern right of way line 682.61 feet to a point of curvature, thence on a 26 degree curve to the right through an arc of 4 degrees 55 minutes a distance of 19.07 feet to a point of tangency, thence following said tangent and traversing said northwestern right of way line 466.4 feet to its intersection with the south line of the northwest quarter of northwest quarter of Section 8, Township 17 South, Range 2 West, thence 714.98 feet west along the said south line of northwest quarter of northwest quarter of Section 8, Township 17 South, Range 2 West, to the east line of Section 7, Township 17 South, Range 2 West, thence with an angle of 88 degrees 38 minutes to right, running north along said east line of Section 7, Township 17 South, Range 2 West, 1322.3 feet to the point of beginning. Situated in Jefferson County, Alabama.

Section 2. That all that territory embraced within said area described in Section 1 hereof be, and the same is, hereby included within and made a part of said Town of Tarrant City.

Section 3. That the boundaries and corporate limits of the said Town of Tarrant City, as hereby extended, altered and rearranged, shall be, and are, hereby defined and established as follows:

Beginning at the southeast corner of the southwest quarter of the northwest quarter of Section 9, Township 17 South, Range 2 West, thence north along the east boundary of the west half of the northwest quarter of said Section 9 and along the east boundary of the west quarter of Section 4, Township 17 South, Range 2 West, to the northeast corner of the northwest quarter of northwest quarter of said Section 4, thence west along the north boundary of Section 4 and Section 5, Township 17 South, Range 2 West, to its intersection with the west bank of Five Mile Creek; thence down said Five Mile Creek along its north and west bank and following the meandering of same to its intersection with the eastern boundary line of the right of way of the main line of the Louisville and Nashville Railroad Company, thence in a southerly direction along said eastern boundary line of the right of way of the Louisville & Nashville Railroad Company, to its intersection with the south right of way of the county road, at a point 1257 feet south of the north boundary of Section 7, Township 17 South, Range 2 west thence with an angle of 81 degrees 15 minutes to the left 224.3 feet; thence with an angle of 8 degrees 36 minutes to the left 609.6 feet; thence with an angle of 87 degrees 26 minutes to the right 1804.8 feet; thence with an angle of 24 degrees 23 minutes 30 seconds to the right 500 feet; thence with an angle of 21 degrees to the left 1057.6 feet to an intersection with the northwestern right of way line of the Birmingham Waterworks Company's canal; thence with an angle of 137 degrees 28 minutes to the left, following said right of way line of said canal 3138.37 feet to a point of curvature; thence on a 26 degree curve to the left through an arc of 11 degrees 10 minutes a distance of 43.32 feet to a point of tangency; thence following said tangent and traversing said right of way line 682.61 feet to a point of curvature; thence on a 26 degree curve to the right through an arc of 4 degrees 55 minutes a distance of 19.07 feet to a point of tangency; thence following said tangent and traversing said northwestern right of way line 466.4 feet to its intersection with the south boundary line of the northwest quarter of the northwest quarter, Section 8, Township 17 South, Range 2 West; thence

east along the said boundary line of the northwest quarter of the northwest quarter, Section 8, to the southeast corner of the northeast quarter of the northwest quarter, Section 8, Township 7 South, Range 2 West; thence south along the west boundary line of the southwest quarter of the northeast quarter, Section 8, Township 17 South, Range 2 West, to its intersection with the south line of Oak Park Addition as recorded in Book of Maps, Volume Nine (9), page eighty-five (85), Probate Office of Jefferson County, Alabama; thence east along said south line of said Oak Park Addition to the west line of the southeast quarter of the northeast quarter of said Section 8; thence south along the west line of the southeast quarter of the northeast quarter of said Section 8 to the southwest corner of the southeast quarter of the northeast quarter of said Section 8; thence east along the east and west center line of Sections 8 and 9, Township 17 South, Range 2 West, to the southeast corner of the southwest quarter of the northwest quarter of Section 9, Township 17 South, Range 2 West, the point of beginning. Situated in Jefferson County, Alabama.

Section 4. That all laws and parts of laws in conflict or inconsistent with this Act be, and are, hereby repealed.

Section 5. That this Act shall go into effect immediately upon its approval by the Governor.

Published by order of the Town Council of the Town of Tarrant City, Alabama.

WALLACE WELLS, Town Clerk.

THE STATE OF ALABAMA, Jefferson County.

Before me, the undersigned authority, in and for said County, in said State, personally appeared the undersigned Chas. T. Atkinson, who being by me duly sworn deposes and on oath says that he is the Managing Editor of the Tarrant City Booster, a newspaper published in the Town of Tarrant City, in Jefferson County, Alabama, and that the foregoing notice and copy of an act to extend, alter, and re-arrange the boundary lines of the corporate limits of the Town of Tarrant City was published without cost to the State of Alabama, in the issues of said Tarrant City Booster for four consecutive weeks, viz: in the issues of said paper published on April 29th, 1927, May 6th, 1927, May 13th, 1927 and May 20th, 1927.

CHAS. T. ATKINSON,
Mgr. Editor.

Subscribed and sworn to before me this the 13 day of June, 1927.
(Seal)

Walla C. Wells,
Notary Public.

By Mr. Morrow: (With notice and proof):

H. 556. To change and define the Boundary Line of Saint Clair County, Alabama, Between Said County and the County of Jefferson.

County and County Boundaries.

With notice and proof H. 556:

NOTICE

To All Whom it May Concern:

You will take notice that, at the present session of the Legislature of Alabama, a bill will be introduced, and an attempt made to have same enacted into law, which shall be in substance as follows:

AN ACT

To Change and Define the Boundary Line of Saint Clair County, Alabama, Between Said County and the County of Jefferson.

Be it enacted by the Legislature of Alabama:

Section 1. That the boundary line between Saint Clair County, Alabama, and Jefferson County, Alabama, be and the same is hereby changed defined, fixed and established as follows:

Begin at the southwest corner of the southeast quarter of section 31, township 14 south of range one east, Huntsville Meridian, which point is common to the countes of Blount, Saint Clair and Jefferson, thence east along the south boundary of said township fourteen, south to the northeast corner of the northwest quarter of section 4, township 15 south of range one east, thence south to the southwest corner of the southeast quarter of section 9, in said township and range, thence east to the northwest corner of said section 15, thence south to the southwest corner of said section 15, thence east to the northeast corner of the northwest quarter of section 22, in said township and range, thence south through the center of sections twenty-two, twenty-seven and thirty-four in said township and range and through the center of sections 3 and ten, township 16, south of range 1 east to the southeast corner of the southwest quarter of said section 10; thence west to the northwest corner of section 15 in said township and range; thence south to the southwest corner of said section 15, thence west to the northwest corner of the northeast quarter of section twenty-one in said township and range, thence south to the southeast corner of the southwest quarter of said section 21, thence west to the northwest corner of section 28, in said township and range, thence south along the west boundaries of sections 28 and 33; in said township and range and also along the west boundary of section 4, township 17, south of range 1 east to the northwest corner of said section 3, thence east to the southeast corner of section 3 in said township and range, thence south to the southeast corner of section 15 in said township and range, which last named point is common to the countes of Saint Clair, Jefferson and Shelby.

Sec. 2. That all territory and land east and north of said above described line, or on the opposite side thereof from the County of Jefferson, and within the boundaries of Saint Clair County, be and are hereby made a part of the County of Saint Clair, Alabama.

Sec. 3. All laws and parts of laws in conflict with the provisions of this act be and the same are hereby repealed.

STATE OF ALABAMA,
Jefferson County.

Before me, W. L. Acuff, a notary public in and for said County in said State, personally appeared Thomas D. Hudson who being by me first duly sworn deposes and says, that he is the editor of the Jefferson Countian, a weekly newspaper published at Leeds in Jefferson County, Alabama, and that notice, a copy of which was published in said newspaper once each week for four consecutive weeks and appeared in said paper in its regular issues of February the 3rd., Feb. 10th, Feb. the 17th, Feb. 24th, 1927, which said notice was published without cost to the State of Alabama.

Thomas D. Hudson.

Sworn to and subscribed before me on this the 25th day of Feb. 1927.
(Seal)

W. L. Acuff,
Notary Public.

NOTICE

To All Whom It May Concern:

You will take notice that, at the present session of the legislature of Alabama, a bill will be introduced, and an attempt made to have same enacted into law, which shall be, in substance, as follows:

AN ACT

To Change and Define the boundary Line of Saint Clair County, Alabama, Between Said County and the County of Jefferson.
Be it enacted by the Legislature of Alabama:

Section 1. That the boundary line between Saint Clair County, Alabama, and Jefferson County, Alabama, be and the same is hereby changed, defined, fixed and established as follows:

Begin at the southwest corner of the southeast quarter of Section 31, Township 14, South of Range One East, Huntsville Meridian, which point is common to the counties of Blount, Saint Clair and Jefferson, thence east along the south boundary of said township fourteen, south to the northeast corner of the northwest quarter of Section 4, Township 15, south of range one east, thence south to the southwest corner of the southeast quarter of Section 9, in said township and range, thence east to the northwest corner of said Section 15, thence South to the southwest corner of said Section 15, thence east to the northeast corner of the northwest quarter of Section 22 in said township and range thence south through the center of Sections 22, 27 and 34 in said township and range and through the center of Sections 3 and 10, Township 16, range 1 east to the southeast corner of the southwest quarter of said Section 10; thence west to the northwest corner of Section 15 in said township and range; thence south to the southwest corner of said Section 15, thence west to the northwest corner of the northeast quarter of Section 21 in said township and range, thence south to the southwest corner of the southwest quarter of said Section 21, thence west to the northwest corner of Section 28, in said township and range, thence south along the west boundaries of Sections 28 and 33; in said township and range and also being the west boundaries of Sections 4, Township 17, south of range 1 east to the northwest corner of said Section 9, thence east to the southeast corner of Section 3 in said township and range, thence south to the southeast corner of Section 15 in said township and range which last named point is common to the counties of Saint Clair, Jefferson and Shelby.

Sec. 2. That all territory and land east and north of said above described line, or on the opposite side thereof from the County of Jefferson, and within the boundaries of Saint Clair County, be and are hereby made a part of the County of Saint Clair, Alabama.

Sec. 3. All laws and parts of laws in conflict with the provisions of this act be and the same are hereby repealed.

STATE OF ALABAMA,
Saint Clair County.

Before me, W. T. Starnes, a notary public in and for said County in said State, personally appeared F. W. White, who being by me first duly sworn, deposes and says, that he is the editor of the Pell City News, a news paper published at Pell City in Saint Clair County Alabama, and which is a weekly newspaper, that the notice, a copy of which is hereto attached was published in said newspaper once each week for a period of Four consecutive weeks and appearing in said paper in its regular issues of February 2, 9, 16, 23, 1927, which said notice was published without cost to the State of Alabama.

F. W. White.

Sworn to and subscribed to before me, this the 13 day of May, 1927.

W. T. Starnes,
Notary Public.

By Mr. Morrow (With Notice and Proof) :

H. 557. To vacate all public roads, trails, paths, highways and passageways, into, through, over, on or across the Southeast quarter ($SE\frac{1}{4}$) and the Southeast quarter of the Northeast quarter ($SE\frac{1}{4}$ of $NE\frac{1}{4}$) of Section Fourteen (14), the Northeast quarter ($NE\frac{1}{4}$) and the North half of the Southeast quarter ($N\frac{1}{2}$ of $SE\frac{1}{4}$) of Section Twenty-three (23), the Southwest quarter ($SW\frac{1}{4}$), the South half of the Northwest quarter ($S\frac{1}{2}$ of $NW\frac{1}{4}$), the Southwest quarter of the Northeast quarter ($SE\frac{1}{4}$ of $NE\frac{1}{4}$) and the West half of the Southeast quarter ($W\frac{1}{2}$ of $SE\frac{1}{4}$) of Section Thirteen (13) and the West half ($W\frac{1}{2}$) and the West half of the East half ($W\frac{1}{2}$ of $E\frac{1}{2}$) of Section Twenty-four (24), Township nineteen (19) South, Range Five (5) West, Jefferson County, Alabama, except a right of way fifty feet in width through the Northwest quarter of South-East quarter of Section 13: the South-west quarter of North-East quarter and West half of South-East quarter of Section 24, in said township and range, said right of way being twenty-five feet wide on each side of the following described center lines: Begin at the northeast corner of the North-West quarter of South-East quarter of said Section 13; thence in a southerly direction along the eastern boundary of said quarter-quarter section 47.4 feet to point of beginning of center line of right of way herein described; thence turning an angle of 21 degrees and 26 minutes and 30 seconds to the right 353.6 feet in a southwesterly direction along a straight line to point of beginning of the arc of a curve turning to the left and having a radius of 716.78 feet, said straight line being tangent to said arc of said curve, said arc of said curve being subtended by a central angle of 48 degrees and 22 minutes; thence in a southerly direction along said arc of said curve 604.6 feet to point of beginning of a straight line tangent to said arc; thence in a southeasterly direction along said straight line 224.6 feet more or less to intersection with the eastern boundary of said quarter-quarter section, said intersection forming an angle of 26 degrees and 55 minutes and 30 seconds and being 165.9 feet north of the southeast corner of said quarter-quarter section. Also begin at the northeast corner of the South-West quarter of North-East quarter of said Section 24; thence in a southerly direction along the eastern boundary of said quarter-quarter section 404.9 feet to point of beginning of center line of right of way herein described, said center line being the arc of a curve turning to the left in a southwesterly direction and having a radius of 1146.28 feet, a tangent to said arc of said curve at said point of intersection forming an angle of 26 degrees and 1 minutes with said eastern boundary of said quarter-quarter section, said arc of said curve being subtended by a central angle

of 25 degrees and 38 minutes; thence in a southwesterly direction along said arc of said curve 512.7 feet to point of beginning of a straight line tangent to said arc; thence in a southerly direction along said straight line 1372.6 feet to point of beginning of the arc of a curve turning to the right and having a radius of 573.69 feet, said straight line being tangent to said arc of said curve, said arc of said curve being subtended by a central angle of 17 degrees and 45 minutes; thence in a southerly direction along said arc of said curve 177.5 feet to point of beginning of a straight line tangent to said arc; thence in a southwesterly direction along said straight line 705.0 feet to point of beginning of the arc of a curve turning to the right and having a radius of 573.69 feet, said straight line being tangent to said arc of said curve, said arc of said curve being subtended by a central angle of 32 degrees and 10 minutes; thence in a southwesterly direction along said arc of said curve 321.7 feet to point of beginning of a straight line tangent to said arc; thence in a southwesterly direction along said straight line 743.3 feet to point of beginning of the arc of a curve turning to the left and having a radius of 573.69 feet, said straight line being tangent to said arc of said curve, said arc of said curve being subtended by a central angle of 18 degrees and 08 minutes and 30 seconds; thence in a southwesterly direction along said arc of said curve 181.62 feet more or less to intersection with the southern boundary of the South-West quarter of South-East quarter of said Section 24, a tangent to said arc of said curve at said point of intersection forming an angle of 58 degrees and 37 minutes and 30 seconds with said southern boundary, and said intersection being 1241.4 feet west of the southeast corner of said quarter-quarter section.

Local Legislation.

With Notice and Proof H. 557.

To Whom it May Concern:

Take notice that the present session of the Legislature of Alabama will be requested to pass the following bill:

A BILL

To be entitled an Act, to vacate all public roads, trails, paths, highways, and passageways, into, through, over, on or across the Southeast quarter (SE $\frac{1}{4}$) and the Southeast quarter of the Northeast quarter (SE $\frac{1}{4}$ of NE $\frac{1}{4}$) of Section Fourteen (14), and the Northeast quarter (NE $\frac{1}{4}$) and the North half of the Southeast quarter (N $\frac{1}{2}$ of SE $\frac{1}{4}$) of Section Twenty-three (23) the Southwest quarter (SW $\frac{1}{4}$), the South half of the Northwest quarter (S $\frac{1}{2}$ of NW $\frac{1}{4}$), the Southwest quarter of the Northeast quarter (SE $\frac{1}{4}$ of NE $\frac{1}{4}$) and the West half of the Southeast quarter (W $\frac{1}{2}$ of SE $\frac{1}{4}$) of Section Thirteen (13) and the West half (W $\frac{1}{2}$) and the West half of the East half (W $\frac{1}{2}$ of E $\frac{1}{2}$) of Section Twenty-four (24), Township nineteen (19) South, Range five (5) West, Jefferson county, Alabama, except a right of way fifty feet in width through the Northwest quarter of Southeast quar-

ter of Section 13; the Southwest quarter of Northeast quarter and West half of Southeast quarter of Section 24, in said township and range, said right of way being twenty-five feet wide on each side of the following described center lines.

Begin at the northeast corner of the Northwest quarter of Southeast quarter of said Section 13; thence in a southerly direction along the eastern boundary of said quarter-quarter section 47.4 feet to point of beginning of center line of right of way herein described; thence turning an angle of 21 degrees and 26 minutes and 30 seconds to the right 353.6 feet in a southwesterly direction along a straight line to point of beginning of the arc of a curve turning to the left and having a radius of 716.78 feet, said straight line being tangent to said arc of said curve, said arc of said curve being subtended by a central angle of 48 degrees and 24 minutes; thence in a southerly direction along said arc of said curve 604.6 feet to point of beginning of a straight line tangent to arc, thence in a southerly direction along said straight line 224.6 feet more or less to intersection with the eastern boundary of said quarter-quarter section, said intersection forming an angle of 26 degrees and 55 minutes and 30 seconds and being 165.9 feet north of the south-east corner of said quarter-quarter section.

Also begin at the northeast corner of the Southwest quarter of northeast quarter of said Section 24; thence in a southerly direction along the eastern boundary of said quarter-quarter section 404.9 feet to point of beginning of center line of right of way herein described, said center line being the arc of a curve turning to the left in a southwesterly direction and having a radius of 1146.28 feet, a tangent to said arc of said curve at said point of intersection forming an angle of 26 degrees and 1 minute with said eastern boundary of said quarter-quarter section, said arc of said curve being subtended by a central angle of 25 degrees and 38 minutes, thence in a southwesterly direction along said arc of said curve 512.7 feet to point of beginning of a straight line tangent to said arc; thence in a southerly direction along said straight line 1,372.6 feet to point of beginning of the arc of a curve turning to the right and having a radius of 573.69 feet, said straight line being tangent to said arc of said curve, said arc of said curve being subtended by a central angle of 17 degrees and 45 minutes; thence in a southerly direction along said arc of said curve 177.5 feet to point of beginning of a straight line tangent to said arc; thence in a southwesterly direction along said straight line 705.0 feet to point of beginning of the arc of a curve turning to the right and having a radius of 573.69 feet, said straight line being tangent to said arc of said curve, said arc of said curve being subtended by a central angle of 32 degrees and 10 minutes; thence in a southwesterly direction along said arc of said curve 321.7 feet to point of beginning of a straight line tangent to said arc; thence in a southwesterly direction along said straight line 743.3 feet to point of beginning of the arc of a curve turning to the left and having a radius of 573.69 feet, said straight line being tangent to said arc of said curve, said arc of said curve being subtended by a central angle of 18 degrees and .08 minutes and 30 seconds; thence in a southwesterly direction along said arc of said curve 181.62 feet more or less to intersection with the southern boundary of the southwest quarter of Southeast quarter of said Section 24, a tangent to said arc of said curve at said point of intersection forming an angle of 58 degrees and 37 minutes and 30 seconds with said southern boundary, and said intersection being 1241.4 feet west of the southeast corner of said quarter-quarter section.

Be it enacted by the Legislature of Alabama:

Section 1. That all public roads, trails, paths, highways and passageways into, through, over on or across the Southwest quarter (SW $\frac{1}{4}$), the West half of the Southeast quarter (W $\frac{1}{2}$ of SE $\frac{1}{4}$), the Southwest quarter

of the Northeast quarter (SW $\frac{1}{4}$ of NE $\frac{1}{4}$), and the South half of the Northwest quarter (S $\frac{1}{2}$ of NW $\frac{1}{4}$) of Section Thirteen (13) the Southeast quarter (SE $\frac{1}{4}$) and the Southeast quarter of the Northeast quarter (SE $\frac{1}{4}$ of NE $\frac{1}{4}$) of Section fourteen (14), the Northeast quarter (NE $\frac{1}{4}$) and the North half of the Southeast quarter (N $\frac{1}{2}$ of SE $\frac{1}{4}$) of Section Twenty-three (23) and the West half (W $\frac{1}{2}$) and the West half of the East half (W $\frac{1}{2}$ of E $\frac{1}{2}$) of Section Twenty-four (24), all in Township nineteen (19) South, Range Five (5) West, Jefferson County, Alabama, except a right of way fifty feet in width through the North West quarter of Southeast quarter of Section 13; the Southwest quarter of Northeast quarter and west half of Southeast quarter of section 24, in said township and range, said right of way being twenty-five feet wide on each side of the following described center lines:

Begin at the Northeast corner of the Northwest quarter of southeast quarter of said Section 13; thence in a southerly direction along the eastern boundary of said quarter-quarter section 47.4 feet to point of beginning of center line of right of way herein described; thence turning an angle of 21 degrees and 26 minutes and 30 seconds to the right 352.6 feet in a southwesterly direction along a straight line to point of beginning of the arc of a curve turning to the left and having a radius of 716.78 feet, said straight line being tangent to said arc of said curve, said arc of said curve being subtended by a central angle of 48 degrees and 22 minutes; thence in a southerly direction along said arc of said curve 605.6 feet to point of beginning of a straight line tangent to said arc; thence in a southeasterly direction along said straight line 224.6 feet more or less to intersection with the eastern boundary of said quarter-quarter section, said intersection forming an angle of 26 degrees and 55 minutes and 30 seconds and being 165.9 feet north of the southeast corner of said quarter-quarter section.

Also begin at the northeast corner of the Southwest quarter of northeast quarter of said Section 24; thence in a southerly direction along the eastern boundary of said quarter-quarter section 404.9 feet to point of beginning of center line of right of way herein described, said center line being the arc of a curve turning to the left in a southwesterly direction and having a radius of 1146.28 feet, a tangent to said arc of said curve at said point of intersection forming an angle of 26 degrees and 1 minute with said eastern boundary of said quarter-quarter section, said arc of said curve being subtended by a central angle of 25 degrees and 28 minutes; thence in a southwesterly direction along said arc of said curve 512.7 feet to point of beginning of a straight line tangent to said arc; thence in a southerly direction along said straight line 1372.6 feet to point of beginning of the arc of a curve turning to the right and having a radius of 573.69 feet, said straight line being tangent to said arc of said curve, said arc of said curve being subtended by a central angle of 47 degrees and 45 minutes; thence in a southerly direction along said arc of said curve 177.5 feet to point of beginning of a straight line tangent to said arc thence in a southwesterly direction along said straight line 705.0 feet to point of beginning of the arc of a curve turning to the right and straight line being tangent to said arc having a radius 573.69 feet, said arc of said curve, said arc of said curve being subtended by a central angle of 32 degrees and 10 minutes; thence in a southwesterly direction along said arc of said curve 321.7 feet to point of beginning of a straight line tangent to said arc; thence in a southwesterly direction along said straight line 743.3 feet to point of beginning of the arc of a curve turning to the left and having a radius of 573.69 feet, said straight line being tangent to said arc of said curve, said arc of said curve being subtended by a central angle of 18 degrees and 08 minutes and 30 seconds; thence in a southwesterly direction along said arc of said curve 181.62 feet more or less to intersection with the southern boundary of the

Southwest quarter of Southeast quarter of said section 24, a tangent to said arc of said curve at said point of intersection forming an angle of 58 degrees and 37 minutes and 30 seconds with said southern boundary, and said intersection being 1241.4 feet west of the south-east corner of said quarter-quarter section, are hereby vacated.

Section 2. There has been doubt and uncertainty as to what, if any, public roads, trails, paths, highways and passageways have heretofore or now exist into or through the land set out in Section 1 of this act, and it is the purpose of intention of this act, to enact, and it is hereby enacted that all such public roads, trails, paths, highways and passageways, except that specifically described in Section 1 hereof, which may exist by dedication, use or otherwise shall forever cease to be public highways, or passageways, and that all rights of the public into or through said property except on the right of way specifically described in Section 1 hereof as a result of any dedication of use of such roads, trails, paths, highways or passageways, be and the same are hereby relinquished and abandoned.

STATE OF ALABAMA,
Jefferson County.

Before me, the undersigned authority in and for said State and County, personally appeared before me Howe Price, who being first duly sworn on oath says that he is the owner of the Bessemer Advertiser, a newspaper published in Bessemer, Jefferson County, Alabama, and was such owner and manager during the times hereinafter mentioned, and that to his own personal knowledge the notice attached hereto was published in said newspaper for four consecutive weeks beginning with the 27th day of January, 1927.

Howe Price,
Sworn to and subscribed before me this the 8 day of June, 1927.
S. P Smith,
Notary Public.

By Mr. Morrow (With notice and proof) :

H. 558. To ratify and confirm the action of the City of Bessemer in granting a franchise to Hercules Powder Company, its successors, licensees, lessees and assigns, to build, maintain and operate a plant or factory for the manufacture and storage of powder dynamite, nitro-glycerine, gun cotton, gelatin, and any and all other explosives, together with the right to construct, maintain and operate all buildings, machinery, tracks and other things which may be necessary or convenient in the construction, maintenance or operation of such plant or factory upon any or all of the following described property: The Southwest quarter (SW $\frac{1}{4}$), the West half of the Southeast quarter (W $\frac{1}{2}$ of SE $\frac{1}{4}$), the Southwest quarter of the Northeast quarter (SW $\frac{1}{4}$ of NE $\frac{1}{4}$), and the South half of the Northwest quarter (S $\frac{1}{2}$ of NW $\frac{1}{4}$) of Section Thirteen (13), the Southeast quarter (SE $\frac{1}{4}$) and the Southeast quarter of the Northeast quarter (SE $\frac{1}{4}$ of NE $\frac{1}{4}$) of Section Fourteen (14), the Northeast quarter (NE $\frac{1}{4}$) and the North half of the Southeast quarter (N $\frac{1}{2}$ of SE $\frac{1}{4}$) of Section Twenty-three (23) and the West half (W $\frac{1}{2}$) and the West half of the East half (W $\frac{1}{2}$ of E $\frac{1}{2}$) of Section Twenty-

four (24), all in Township nineteen (19) South, Range Five (5) West, Jefferson County, Alabama.

Local Legislation.

With notice and proof H. 558.

To Whom it May Concern:

Take notice that the present session of the Legislature of Alabama will be requested to pass the following local bill:

A BILL

To be entitled an Act To ratify and confirm the action of the City of Bessemer in granting a franchise to Hercules Powder Company, its successors, licensees, lessees and assigns, to build, maintain and operate a plant or factory for the manufacture and storage of powder, dynamite, nitroglycerine, gun cotton, gelatin, and any and all other explosives, together with the right to construct, maintain and operate all buildings, machinery, tracks and other thing which may be necessary or convenient in the construction, maintenance or operation of such plant or factory upon any or all of the following described property: The Southwest quarter (SW $\frac{1}{4}$), the west half of the Southeast quarter (W $\frac{1}{2}$ of SE $\frac{1}{4}$), the Southwest quarter of the Northwest quarter (SW $\frac{1}{4}$ of NE $\frac{1}{4}$), and the South half of the Northwest quarter (S $\frac{1}{2}$ of NW $\frac{1}{4}$) of Section Thirteen (13), the Southeast quarter (SE $\frac{1}{4}$) and the Southeast quarter of the Northeast quarter (SE $\frac{1}{4}$ of NE $\frac{1}{4}$) of Section Fourteen (14), the Northeast quarter (NE $\frac{1}{4}$) and the North half of the Southeast quarter (N $\frac{1}{2}$ of SE $\frac{1}{4}$) of Section Twenty-three (23) and the West half (W $\frac{1}{2}$) and the West half of the East half (W. $\frac{1}{2}$ of E $\frac{1}{2}$) of Section Twenty-four (24), all in Township nineteen (19) South, Range Five (5) West, Jefferson County, Alabama.

Be it enacted by the Legislature of Alabama:

That the action of the City of Bessemer in granting a franchise to Hercules Powder Company, its successors, licensees, lessees, and assigns, to build, maintain and operate a plant or factory for the manufacture and storage of powder, dynamite, nitro-glycerine, gun cotton, gelatin, and any and all other explosives, together with the right to construct, maintain and operate all buildings, machinery, tracks and other things which may be necessary or convenient in the construction, maintenance or operation of such plant or factory upon any or all of the following described property: The Southwest quarter (SW $\frac{1}{4}$), the West half of the Southeast quarter (W. $\frac{1}{2}$ of SE $\frac{1}{4}$), the Southwest quarter of the Northeast quarter (SW $\frac{1}{4}$ of NE $\frac{1}{4}$), and the South half of the Northwest quarter (S $\frac{1}{2}$ of NW $\frac{1}{4}$) of Section Thirteen (13), the Southeast quarter (SE $\frac{1}{4}$) and the Southeast quarter of the Northeast quarter (SE $\frac{1}{4}$ of NE $\frac{1}{4}$) of Section Fourteen (14), the Northeast quarter (NE $\frac{1}{4}$) and the North half of the Southeast quarter (N $\frac{1}{2}$ of SE $\frac{1}{4}$) of Section Twenty-three (23) and the West half (W $\frac{1}{2}$) and the West half of the East half (W $\frac{1}{2}$ of E $\frac{1}{2}$) of Section Twenty-four (24), all in Township nineteen (19) South, Range five (5) West, Jefferson County, Alabama, is hereby ratified and confirmed.

STATE OF ALABAMA,
Jefferson County.

Before me, the undersigned authority in and for said State and County, personally appeared before me Howe Price, who being first duly sworn on oath says that he is the owner of the Bessemer Advertiser, a newspaper published in Bessemer, Jefferson County, Alabama, and was such owner and manager during the times hereinafter mentioned, and that to his own per-

sonal knowledge the notice attached hereto was published in said newspaper for four consecutive weeks beginning with the 27th day of January, 1927.

Howe Price.

Sworn to and subscribed before me this the 8 day of June, 1927.

S. P. Smith,
Notary Public.

By Mr. Morrow (With notice and proof) :

H. 559. To grant to Hercules Powder Company its successors, licensees, lessees and assigns, the right or franchise to build, maintain and operate a plant or factory for the manufacture and storage of any and all explosives, together with the right to construct, maintain and operate all buildings, machinery, tracks and other things which may be necessary or convenient in the construction, maintenance or operation of such plant or factory, upon any or all of the following described property: The Southwest quarter (SW $\frac{1}{4}$), the West half of the Southeast quarter (W $\frac{1}{2}$ of SE $\frac{1}{4}$), the Southwest quarter of the Northeast quarter (SW $\frac{1}{4}$ of NE $\frac{1}{4}$), and the South-half of the Northwest quarter (S $\frac{1}{2}$ of NW $\frac{1}{4}$) of Section Thirteen (13), the Southeast quarter (SE $\frac{1}{4}$) and the Southeast quarter of the Northeast quarter (SE $\frac{1}{4}$ of NE $\frac{1}{4}$) of Section Fourteen (14), the Northeast quarter (NE $\frac{1}{4}$) and the North half of the Southeast quarter (N $\frac{1}{2}$ of SE $\frac{1}{4}$) of Section Twenty-three (23) and the West half (W $\frac{1}{2}$) and the West half of the East half (W $\frac{1}{2}$ of E $\frac{1}{2}$) of Section Twenty-Four (24), all in Township nineteen (19) South, Range Five (5) West, Jefferson County, Alabama.

Local Legislation.

With notice and proof H. 559.

To Whom it May Concern:

Take notice that the present session of the Legislature of Alabama will be requested to pass the following local bill:

A BILL

To be entitled an Act to grant to Hercules Powder Company its successors, licensees, lessées and assigns, the right or franchise to build, maintain and operate a plant or factory for the manufacture and storage of any and all explosives, together with the right to construct, maintain and operate all buildings, machinery, tracks and other things which may be necessary or convenient in the construction, maintenance or operation of such plant or factory, upon any or all of the following described property: The Southwest quarter (SW $\frac{1}{4}$), the West half of the Southeast quarter (W $\frac{1}{2}$ of SE $\frac{1}{4}$), the Southwest quarter of the Northeast quarter (SW $\frac{1}{4}$ of NE $\frac{1}{4}$), and the South half of the Northwest quarter (S $\frac{1}{2}$ of NW $\frac{1}{4}$) of Section Thirteen (13), the Southeast quarter (SE $\frac{1}{4}$) and the Southeast quarter of the northeast quarter (SE $\frac{1}{4}$ of NE $\frac{1}{4}$) of Section Fourteen (14), the Northeast quarter (NE $\frac{1}{4}$) and the North half of the Southeast quarter (N $\frac{1}{2}$ of SE $\frac{1}{4}$) of Section Twenty-three (23) and the West half (W $\frac{1}{2}$) and the West half of the East half (W $\frac{1}{2}$ of E $\frac{1}{2}$) of Section twenty-four (24), all

in Township nineteen (19) South, Range Five (5) West, Jefferson County, Alabama.

Be it enacted by the Legislature of Alabama:

That the right or franchise is hereby granted to Hercules Powder Company, its successors, licensees, lessees and assigns to build, maintain and operate a plant or factory for the manufacture and storage of any and all explosives, together with the right to construct, maintain and operate all buildings, machinery, tracks and other things which may be necessary or convenient in the construction, maintenance or operation of such plant or factory, upon any or all of the following described property: The Southwest quarter (SW $\frac{1}{4}$), the West half of the Southeast quarter (W $\frac{1}{2}$ of SE $\frac{1}{4}$), the Southwest quarter of the Northeast quarter (SW $\frac{1}{4}$ of NE $\frac{1}{4}$), and the South half of the Northwest quarter (S $\frac{1}{2}$ of NW $\frac{1}{4}$) of Section Thirteen (13), the Southeast quarter (SE $\frac{1}{4}$) and the Southeast quarter of the Northeast quarter (SE $\frac{1}{4}$ of NE $\frac{1}{4}$) of Section Fourteen (14), the Northeast quarter (NE $\frac{1}{4}$) and the North half of the Southeast quarter (N $\frac{1}{2}$ of SE $\frac{1}{4}$) of Section Twenty-three (23) and the West half (W $\frac{1}{2}$) and the West half of the East half (W $\frac{1}{2}$ of E $\frac{1}{2}$) of Section Twenty-four (24), all in Township nineteen (19) South, Range Five (5) West, Jefferson County, Alabama.

STATE OF ALABAMA,

Jefferson County.

Before me, the undersigned authority in and for said State and County, personally appeared before me Howe Price, who being first duly sworn on oath says that he is the owner of the Bessemer Advertiser, a newspaper published in Bessemer, Jefferson County, Alabama, and was such owner and manager during the times hereinafter mentioned, and that to his own personal knowledge the notice attached hereto was published in said newspaper for four consecutive weeks beginning with the 27th day of January, 1927.

Howe Price,

Sworn to and subscribed before me this the 8 day of June, 1927.

S. P. Smith,
Notary Public.

By Mr. Edmundson (With notice and proof) :

H. 560: To vacate and abolish as a public street or highway and to annul and extinguish all dedications as a public street or highway of that part of Eighth Avenue according to the map of North Birmingham Land Company recorded in Map Book 1, at page 111 in the Probate Office of Jefferson County, Alabama, (said Eighth avenue now being sometimes known and referred to as 28th avenue north in the City of Birmingham, Jefferson County, Alabama,) lying between the westerly boundary line of Fourth street according to said map (said Fourth street now being sometimes known and referred to as 26th street in said City) and the easterly boundary line of Fifth street according to said map (said Fifth street being now sometimes known and referred to as 25th street in said City) and that portion of said avenue lying between the westerly boundary line of said Fifth street according to said map (said Fifth street being now sometimes known and referred to as 25th street in said City) and the easterly boundary line of Sixth street according to said map

(said Sixth street being now sometimes known and referred to as 24th street in said City)."

Local Legislation.

Notice and Proof H. 560:

STATE OF ALABAMA,

Jefferson County.

Personally appeared before me, Bessie Stephens, a Notary Public in and for said County, in said State, G. M. Howle, who, having first been duly sworn, deposes and says:

That The Weekly Call is a newspaper published in the City of Birmingham, Jefferson County, Alabama, and that said newspaper has been published in said City, County and State for more than one year prior to this date, and that he has been the Editor and Proprietor of said newspaper for more than one year prior to this date, and that the notice set forth below was published in said newspaper once a week for four consecutive weeks, said notice being published in said newspaper on May 21st, 1927, May 28th 1927, June 4th, 1927, and June 11, 1927. The notice referred to above was in words and figures as follows:

LEGAL NOTICE

"Notice is hereby given of the intention of the Birmingham Tank Company to apply for the passage of a special or local law by the Legislature of the State of Alabama vacating and abolishing as a public street or highway and annulling and extinguishing all dedications as public street or highway of that part of Eighth Avenue according to the map of North Birmingham Land Company recorded in Map Book 1, at page 111 in the Probate Office of Jefferson County, Alabama, (said Eighth Avenue now being sometimes known and referred to as 28th Avenue north in the City of Birmingham, Jefferson County, Alabama,) lying between the westerly boundary line of Fourth Street according to said map (said Fourth Street now being sometimes known and referred to as 26th Street in said City) and the easterly boundary line of Fifth Street according to said map (said Fifth Street being now sometimes known and referred to as 25th Street in said City) and that portion of said Avenue lying between the westerly boundary line of said Fifth Street according to said map (said Fifth Street being now sometimes known and referred to as 25th Street in said City) and the easterly boundary line of Sixth Street according to said map (said Sixth Street being now sometimes known and referred to as 24th Street in said City)."

Geo. M. Howle.

Sworn to and subscribed before me, this 13 day of June, 1927.

Bessie Stephens,

Notary Public in and for Jefferson County, Alabama.

By Mr. Frey (by request):

H. 561. To require the State Executive Committee of Alabama to render an accounting to the several state candidates and to refund all money collected by assessment of the several state candidates to the several candidates and to require a statement of receipt and expenditure to be published by the State Executive Committee after each primary election.

Privileges and Elections.

By Mr. Frey (with notice and proof) :

H. 562: For the relief of Lucien W. Brown.

Local Legislation.

Notice and Proof H. 562:

NOTICE

Notice is hereby given that a bill will be introduced at the 1927 session of the Legislature of Alabama, as follows, to-wit:

A BILL

To be Entitled an Act for the relief of Lucian W. Brown:

Be it enacted by the Legislature of Alabama:

1. That the Board of Revenue of Jefferson County is hereby authorized and directed to draw or cause to be drawn a warrant on the County Treasurer of Jefferson County in favor of Lucien W. Brown for the sum of \$4283.82, covering amount erroneously paid into the County Treasury of said County by said Lucien W. Brown, while acting as Clerk of the Third Division of the Municipal Court of Birmingham, Alabama. And the treasurer of Jefferson County is hereby directed and required to pay such warrant out of any money in the treasury not otherwise appropriated.

2. This Act shall take effect immediately on approval by the Governor.

STATE OF ALABAMA,

County of Jefferson.

Before me, the undersigned authority, in and for the county and State, aforesaid personally appeared George M. Howle, editor of the Weekly Call, a weekly newspaper published in said state and county, who, being by me first duly sworn deposes and says that the notice a true copy of which is hereto attached was published in The Weekly Call, once a week for Four consecutive weeks, commencing on January 8, 1927.

Geo. M. Howle,

Editor The Weekly Call.

Sworn to before me, and signed in my presence, this 29th day of January, 1927.

Bessie Stephens,
Notary Public.

By Mr. Frey:

H. 563. A Bill to be entitled an Act to provide and submit to the qualified electors of the State of Alabama at an election to be held at the next general election at which this amendment is proposed, an amendment to the Constitution of the State of Alabama, whereby the municipal corporation, Leeds, in the State of Alabama, may levy and collect a rate of taxation on the property situated therein not exceeding in the total in any one year one and one-half per centum of the value of such property, as assessed, as provided by the Constitution and statutes now or hereafter enacted pursuant to the Constitution; provided that the total rate of taxation levied by such municipal corporation shall not in any one year exceed one (1) per centum, unless the rate in excess thereof shall have been submitted to and authorized by ballot by the qualified electors of such municipal corporation, respectively,

at election to be held by it from time to time for such purposes and to provide for such elections.

Be it enacted by the Legislature of Alabama:

Section 1. That the following amendment to the Constitution of Alabama is hereby proposed to be submitted to the qualified electors of the State of Alabama for their consideration and actions at an election to be held at the next general election at which this amendment is proposed, to-wit: The municipality of Leeds in the State of Alabama, shall have the power and right to levy and collect a tax of one-half of one percentum in any one year on property situated therein, based on the valuation of such property as assessed for state taxation for the tax year ending on the 30th day of September next succeeding the levy; provided that for the purpose of paying bonds or indebtedness which may be issued or incurred after the adoption of this amendment and the interest thereon, and for the purpose of paying bonds or indebtedness issued and outstanding at the time of the adoption of this amendment and the interest thereon, and additional tax of one-half of one per centum may be levied and collected by said corporation; provided further, that a majority of the qualified electors of said municipal corporation voting at an election called for that purpose may vote a special tax not to exceed one-half of one per centum in any one year for any special purpose or purposes, which tax shall be used only for the purpose or purposes for which same is levied and collected; provided, however, that the total tax to be levied by said municipal corporation shall not exceed one and one-half (1½) per centum in any one year. Provided, further, that the adoption of this amendment shall in no wise affect, limit, modify, abridge or impair the power, authority or right of said municipal corporation to levy and collect the special school taxes, now or hereafter vested in or conferred upon them, under the Constitution or any amendment thereto; including the power of Selma to levy and collect the taxes for schools and school purposes, vested in or conferred upon said city of Selma by the amendment to the Constitution of Alabama adopted thereto at the general election held in November 1916, and which was submitted under law number 315 General Laws 1915, page 337, each election held under the provisions hereof shall be ordered, held, canvassed and may be contested in the same manner as is or may be provided by the law applicable to the municipal corporation for elections to authorize the issuance of municipal bonds. The ballots used at such election shall contain the words: "For excess rate of taxation for the year (or years):" and "Againstexcess rate of taxation proposed in excess of the rate of one (1) per centum to be shown in the blank

space provided therefor and the year or years in which the proposed rate is to apply to be shown in the blank space provided therefor; and in the event different excess rates are proposed for different years the words mentioned shall be repeated as often as may be necessary to show separately the different rates proposed to be applied to the respective years. And the voter shall record his choice, whether for or against the excess rate or rates shown by placing a cross mark before or after the words expressing his choice. Nothing herein contained shall in any wise change or affect the rights of any holder of bonds or municipal corporation heretofore issued. Elections to authorize the levy of such special tax may be held as often as ordered by the governing body of the municipality but when a proposition is submitted to the electors to levy a special tax for a specific purpose, and such proposition is defeated no second election for the same shall be held in one year thereafter.

Section 2. That it shall be the duty of the Governor to give notice by proclamation, to be published in one newspaper in each county in the State at least eight consecutive weeks next preceding the said election on the amendment proposed by this act to be submitted to the qualified electors of the State for their consideration together with the proposed amendment.

Section 3. That at the said election on the amendment proposed by this act to be submitted to the qualified electors of the State for their consideration, to be held as herein provided for, the qualified electors shall vote upon said amendment, and on the official ballots printed for such election there shall be printed the following, viz: Shall the following be adopted as an amendment to the Constitution of Alabama: The municipality of Leeds, in the State of Alabama, shall have the power and right to levy and collect a tax of one-half of one per centum in any one year on property situated therein, based on the valuation of such property as assessed for State taxation for the tax year ending on the 30th day of September next succeeding the levy; provided that for the purpose of paying bonds or indebtedness issued and outstanding at the time of the adoption of this amendment and the interest thereon, and for the purpose of paying bonds and indebtedness which may be issued or incurred after the adoption of this amendment and the interest thereon, an additional tax of one-half of one per centum may be levied and collected. Provided further, that a majority of the qualified electors of said municipal corporation voting at an election called for that purpose may vote a special tax not to exceed one-half of one per centum in any one year for any special purpose or purposes, which tax shall be used only for the purpose or purposes for which same is levied and collected; provided, however, that the total tax to be levied by any

of said municipal corporation shall not exceed one and one-half ($1\frac{1}{2}$) per centum in any one year. Each election held under the provisions hereof shall be ordered, held, canvassed and may be contested in the same manner as is or may be provided by the law applicable to the municipal corporation for elections to authorize the issuance of municipal bonds. The ballots used at such election shall contain the words: "For excess rate of taxation for the year (or years).....:" and "Againstexcess rate of taxation for the year (or years)....."

The rate of taxation proposed in excess of the rate of one per centum to be shown in the blank space provided therefor and the year or years in which the proposed rate is to apply to be shown in the blank space provided therefor and in the event different excess rates are proposed for different years the words mentioned shall be repeated as often as may be necessary to show separately the different excess rates proposed to be applied to the respective years. And the voter shall record his choice, whether for or against the excess rate or rates shown by placing a cross mark before or after the words, expressing his choice. Nothing herein contained shall in any wise change or affect the rights of any holder of bonds of said municipal corporation heretofore issued. Elections to authorize the levy of such special tax may be held as often as ordered by the governing body of the municipality but when a proposition is submitted to the electors to levy a special tax for a specific purpose, and such proposition is defeated no second election for the same purpose, shall be held in one year thereafter. This amendment shall be self executing and no act of the Legislature shall be required to put the same, or any part thereof, in force. This amendment shall not apply to counties. Following the proposed amendment on the ballot shall be printed the word "Yes," and immediately under that shall be printed the word "no". The choice of the elector shall be indicated by a cross mark made by him, or under his direction, opposite the word expressing his desire.

Section 4. That the officers to hold election shall be the same, and shall be appointed in the same manner and by the same officials as provided by the election law of the State for the appointment of officers to hold general elections in this State, and the election shall be held in all things in accordance with the law governing elections and with the constitutional provisions concerning amendments to that instrument.

Section 5. That the votes cast at said election shall be counted, canvassed and tabulated and return made to the Secretary of State in the same manner as in elections of representatives to the Legislature; and if it shall thereupon appear that a majority of the qualified electors who voted at such election upon the proposed amendment voted in favor of the same, such amendment

shall be valid in all intents and purposes as a part of the Constitution of Alabama. The result of such election shall be made known by the proclamation by the Governor.

Section 6. The expenses of the election herein provided for and the cost of the publication of the notices shall be paid out of the State Treasury in the same manner as the expenses of other general elections are paid.

The above and foregoing bill, H. 563, proposing an amendment to the Constitution was read one time at length and referred to the Standing Committee on Constitution and Constitutional Amendments.

By Mr. Frey:

H. 564. To authorize cities and towns in Alabama to fix and collect licenses for any business trade or profession done or carried on within the police jurisdiction of said cities and towns, but without the corporate limits of said town.

Municipal Organization.

By Mr. Frey:

H. 565: Creating a state text book Commission prescribing its rights, powers and duties and providing for a uniform series of text books in the elementary and high schools of the State; and to provide penalties for the violation of the provisions hereof; and to repeal all laws and parts of law in conflict herewith.

Rules.

By Mr. Rankin (with notice and proof):

H. 566: To authorize the Court of County Commissioners of Limestone County, Alabama, to levy a tax or privilege license on all persons selling, or keeping in storage for sale, gasoline, Woco Pep, or any other motor fuel used by self propelled vehicles, and to provide rules, regulations and machinery for the collection thereof; and to provide penalties for the violation of such rules and regulations.

Local Legislation.

Notice and Proof H. 566.

NOTICE OF PROPOSED LOCAL LAW

Notice is hereby given of the intention to introduce and have passed at the adjourned session of the 1927 session of the legislature of Alabama to convene on June 7, 1927, of a local law substantially as follows:

An act, to be entitled an act, to authorize the Court of County Commissioners of Limestone County, Alabama, to levy a tax or privilege license on all persons selling, or keeping in storage for sale, gasoline, Woco Pep, or any other motor fuel used by self propelled vehicles, and to provide rules, regulations and machinery for the collection thereof; and to provide penalties for the violation of such rules and regulations.

Be it enacted by the legislature of Alabama that:

SECTION 1. The court of County Commissioners of Limestone County, Alabama, may, for the purpose of constructing and maintaining public

roads, bridges and ferries in Limestone County, Alabama, impose a tax on gasoline, Woco Pep, or any other motor fuel used by self propelled vehicles sold in the county, or stored in the county for sale, not to exceed three cents (3c) per gallon; or may impose and collect a privilege license or tax of not more than 3c per gallon on all gasoline, Woco Pep, or any other motor fuel used by self propelled vehicles and sold in said county, or stored in said county for sale, for the privilege of selling the same.

Section 2. That said Court of County Commissioners may also provide rules, regulations and machinery for the collection of such privilege tax or license, and provide penalties for the violation of such rules and regulations.

Section 3. That all such licenses or taxes to be levied or imposed, and the money derived therefrom shall be used exclusively for the purpose of constructing and maintaining public roads, bridges and ferries in Limestone County, Alabama.

THE STATE OF ALABAMA, Limestone County.

R. H. Walker being duly sworn says: that he is owner, editor, proprietor and publisher of the Limestone Democrat, a weekly newspaper of general circulation published in Athens, Limestone County, Alabama; that the above and foregoing notice of a proposed local law for Limestone County, Alabama, was published in said Limestone Democrat for four successive weeks prior to this date, said notice appearing in the issues of said paper of date May 19th, May 26th, June 2nd and June 9th, 1927.

R. H. Walker.

Subscribed and sworn to before me, this June 11, 1927.
(Seal)

Ruth Turner,
Notary Public.

By Mr. Lee:

H. 567: To authorize the establishment of Junior Colleges in the several counties of this State by authorizing and providing that the work done in the Junior College grades may be added to the program of studies in some one county, municipal or rural high school in each county, to prescribe the method of such establishment and to provide for its maintenance, operation, and support, and to provide that counties, County Boards of Education and municipalities may appropriate funds, borrow money and pledge their credit for such maintenance and support.

Education.

By Mr. Nipper (By request) (With notice and proof):

H. 568. For the relief of Jim Hudson, Sr., father of Jim Hudson, deceased.

Appropriations.

Notice and Proof H. 568.

THE STATE OF ALABAMA, Marshall County.

Before me, Dayton Gilbreath, a notary public in and for said county and state, personally appeared Y. Burke, who, being by me first duly sworn deposes and says that he is the editor and publisher of the Guntersville Advertiser, a newspaper published in Marshall County, Alabama, and that no-

tice of the intention of Jim Hudson, Sr., father of Jim Hudson deceased, to have introduced in the Legislature of Alabama a bill for his relief, was published by me once a week for four consecutive weeks. Said notice being hereto attached.

Y. Burke,

Editor and publisher of the Guntersville Advertiser.

Sworn and subscribed to before me this the 16th day of April, 1927.

Dayton Gilbreath,

Notary Public.

NOTICE

Notice is hereby given that there will be introduced in the Legislature of Alabama a bill for the relief of Jim Hudson, Sr., father of Jim Hudson, who died with tuberculosis while serving a sentence for the State of Alabama in the mines. Said bill to be as follows:

A Bill to be entitled An Act for the relief of Jim Hudson, Sr., father of Jim Hudson.

Whereas, Jim Hudson was convicted in the Circuit court of Marshall county, Alabama, in the year 1920, on a charge of murdering John Franklin McClendon and was sentenced to the penitentiary for life and died of tuberculosis while serving said sentence, and;

Whereas, one Otis McClendon, in the year 1926, made a complete confession that he and another party committed the murder and that Jim Hudson had no connection with the crime; therefore;

Be it enacted by the Legislature of Alabama:

Section 1. That an appropriation of thirty five hundred dollars (\$3500) be and the same is hereby made for the relief of Jim Hudson, Sr., father of Jim Hudson, who died while serving a sentence in the mines.

Section 2. That the amount of money named in Section 1 of this Act shall be paid out of any funds in the treasury not otherwise appropriated and that the State Auditor be and he is hereby authorized and required to draw his warrant on the treasurer in favor of Jim Hudson, Sr., for the amount set out in Section 1, of this Act.

Jim Hudson.

By Mr. Denson:

H. 569: To authorize the Governor to acquire for the use of the State for use as a State Public Park the lots in the City of Tuscaloosa on which the State Capitol at Tuscaloosa was situated.

Public Buildings and Institutions.

By Mr. Sanderson:

H. 570. To amend Section 1999 of the Code of Alabama.

Revision of Laws.

By Mr. Sanderson:

H. 571: To amend Section 9017 of the Code of Alabama.

Revision of Laws.

By Mr. Sanderson:

H. 572. To amend Section 139 of the School Code of Alabama.

Revision of Laws.

By Mr. Sanderson:

H. 573: To authorize and regulate the renewal and extension of the charters and the corporate existence of life insurance companies when not otherwise provided.

Insurance and Insurance Companies.

By Mr. Sanderson:

H. 574. Relating to dependent, neglected or delinquent children in all counties of Alabama, which now have, or which hereafter may have, a population of not less than seventy-five thousand people and not more than ninety-five thousand people according to the last Federal Census or any such census that may be taken hereafter; to declare who are dependent, neglected or delinquent children, to declare that such children shall be wards of the state, to provide for their custody, discipline, supervision, care, protection, guardianship, and welfare; to create and establish in such counties Juvenile and Domestic Relations Courts and to provide for their equipment and maintenance; to create and confer upon such courts jurisdiction under the terms of this Act; to try and determine the question of dependency neglect or delinquency of children in such counties; and when found to be such to adjudicate and determine all questions as to their guardianship, custody, supervision, discipline, care, control, protection and training, and generally to confer upon such court jurisdiction and power to try and determine all questions arising under the terms of this Act or which may otherwise be referred to them by law for adjudication or which may be necessary or convenient to the exercise of such jurisdiction or to carry out the purpose and intent of this Act; to provide for the trial and punishment of those who aid, abet, cause or connive at or contribute to the delinquency, neglect or dependency of such children; to provide and regulate the procedure in such cases; to confer power upon such courts to make rules and regulations; and to provide such forms when not otherwise provided for, under the terms of this Act as shall be found necessary or convenient to the exercise of its jurisdiction or for the conduct of probation officers or their work, as provided for in this Act; to provide for the taking and enforcing of recognizances and bonds; and for the taking of appeals from the decisions of such court; to provide for the trial of any delinquent in a criminal court of competent jurisdiction who has shown himself or herself to be unamenable to the discipline provided for such delinquent as provided under the terms of this Act; and for the appointment of an Advisory Board to such court and to define the duties and powers of such court; to provide for the selection of the judge and other officers of such court and to define their powers and duties; and to provide for their compensation; to declare that should any part of this Act be

found unconstitutional that it shall not affect the remainder thereof and to provide for the repeal of all laws in conflict with this Act.

Revision of Laws.

By Mr. Hubbard (With notice and proof) :

H. 575. For the relief of S. M. Reeves, former Sheriff of Pike County, Alabama.

Appropriations.

Notice and Proof of H. 575:

NOTICE

STATE OF ALABAMA,

Pike County.

Notice is hereby given that there will be introduced in the Legislature of Alabama, a bill or an act for the relief of S. M. Reeves, former Sheriff of Pike County, to appropriate the sum of \$281.41, which said sum was expended by the said S. M. Reeves in going to the State of Florida, and arresting and transporting Nathan Cartright and A. G. Odom, from Florida to Pike County who had been indicted for the offense of grand larceny.

S. M. Reeves,

THE STATE OF ALABAMA,

County of Pike.

Before me, J. N. Finlay a Notary Public in and for said State and County, personally came B. G. McCalman, who being first duly sworn deposes and says:

That he is the Business Manager of "The Troy Herald", a semi-weekly newspaper, of general circulation, regularly published in Troy, Pike County, Alabama; and that the notice above attached hereto was published in the issues of such newspaper, of the following dates, to wit: May 13th, 1927, May 20th, 1927, May 27th, 1927, June 3rd, 1927.

B. G. McCalman.

Subscribed and sworn to before me this the 7th day of June 1927.

J. N. Finlay,

Notary Public.

By Mr. Ware:

H. 576. To further provide for the distribution of the reports of the supreme court and the court of appeals of Alabama to the several counties of the State, and to make the clerks of the circuit courts custodians of such reports.

Judiciary.

By Mr. Starnes. (With notice and proof) :

H. 577. To repeal an Act entitled "An Act to make it lawful for any person or persons to use fish traps with fingers or slats not less than one and one-half inch apart for the purpose of taking or catching fish in that part of Coosa River that lies within St. Clair County, Alabama and to further regulate the operation of such traps, approved September 24, 1923.

Game, Fish and Fisheries.

Notice and proof of H. 577:

NOTICE

The following act will be introduced before the present Legislature:

AN ACT

To repeal an Act entitled, "An Act to make it lawful for any person, or persons, to use fish traps with fingers or slats not less than one and one-half inches apart, for the purpose of taking or catching fish in that part of the Coosa River that lies within St. Clair County, Alabama, and to further regulate the operation of such traps." Approved September 24, 1923.

Be it enacted by the Legislature of Alabama:

That the Act entitled, "An Act to make it lawful for any person, or persons, to use fish traps or slats not less than one and one-half inches apart for the purpose of taking or catching fish in that part of Coosa River that lies within St. Clair County, Alabama, and to further regulate the operation of such traps." Approved September 24, 1923.

Be and the same is hereby repealed.

This act shall take effect upon its passage and approval.

H. A. Cornett.

STATE OF ALABAMA,

St. Clair County.

Before me, the undersigned authority in and for said County in said State, personally appeared F. W. White, who being first duly sworn deposes and says: That he is publisher of the Pell City News, a weekly newspaper of general circulation in St. Clair County, Alabama; that publication of the notice, copy hereto attached, was made by publishing same in the Pell City News for four consecutive weeks, viz: Jan. 26th, Feb. 2nd, Feb. 9th, and Feb. 16th, 1927; That said notice was published without expense to the State.

F. W. White,

Sworn to and subscribed before me this June 13th, 1927.

W. T. Starnes,
Notary Public.

By Mr. Starnes:

H. 578. To amend Section 6898 of the 1923 Code of Alabama (Relating to Conditional sales, leases, etc. to be recorded).

Revision of Laws.

By Mr. Harwood:

H. 570. To provide for the sterilization of certain dangerous classes of society.

Public Health.

By Mr. Shepherd (Notice and Proof):

H. 580. To abolish the Commissioners Court of Walker County, and to establish in lieu thereof a Board of Revenue of Walker County, and to provide that the present County Commissioners shall constitute the members of the Board of Revenue, to prescribe their duties, their powers and fix their compensation.

Local Legislation.

Notice and Proof H. 580.

NOTICE

Notice is hereby given that application will be made to the approaching session of the Legislature of Alabama to pass a bill substantially as follows:

AN ACT

Entitled an act to abolish the Commissioners' Court of Walker County and to establish in lieu thereof a Board of Revenue of Walker County, and to provide that the present County Commissioners shall constitute the members of the Board of Revenue, to prescribe their duties, their powers and fix their compensation.

Be it enacted by the Legislature of Alabama:

Section 1. That the Court of County Commissioners of Walker County, Alabama, be and the same is hereby abolished.

Section 2. Be it further enacted that a Board of Revenue for Walker County, Alabama, is hereby created and established in lieu of the Commissioners' Court, and shall be known as the Board of Revenue of Walker County, Alabama.

Section 3. Be it further enacted That the Board of Revenue of Walker County shall be composed of four members, and the Judge of Probate who, by virtue of his office, shall be an ex officio member of said board of Revenue, and chairman of the same.

Section 4. Be it further enacted That the present County Commissioners of Walker County shall be and they are hereby constituted the board of Revenue of said County, together with the Judge of Probate as an ex officio member and chairman thereof; that said members of the said Board of Revenue as herein constituted shall hold office as such for the same period of time that said member was elected to serve as County Commissioner; that the term of office of each of said members of the said Board of Revenue, as herein constituted, shall end at the same time that his term of office as a County Commissioner would have ended.

Section 5. Be it further enacted That at the general election in November, 1928, there shall be elected two members of said Board of Revenue who shall hold office for a period of four years from the first Monday after the second Tuesday in January next succeeding their election, and until their successors are elected and qualified; that at the general election in November, 1930, there shall be elected two members of the Board of Revenue who shall hold office for a period of four years from the first Monday after the second Tuesday in January next succeeding their election and until their successors are elected and qualified.

Section 6. Be it further enacted That the term of office of a member of the Board of Revenue to be elected shall be four years, and there shall be one member of such board elected from each Commissioner's District as now, or as may hereafter be constituted, and two members of said Board shall not reside in the same District.

Section 7. Be it further enacted that the Board of Revenue of Walker County shall have and exercise all the powers and authority now conferred by law upon the Commissioner's Court of said county, and the members of said Board of Revenue shall have and exercise all the powers and authority that the members of the Commissioners Court of Walker County now have and exercise, and shall be charged with all the duties that the members of the Commissioners' Court are now charged with; that all laws and procedures applicable to the Commissioners' Court of Walker County shall be applicable to the Board of Revenue of said county, except that of salary.

Section 8. Be it further enacted That each member of the Board of Revenue shall be paid a salary out of the general funds of Walker County

of \$2400 per annum, one-twelfth (1-12) payable on the first day of each month; that the Probate Judge as chairman and ex officio member of said Board shall receive a salary of \$1200 per annum payable one-twelfth (1-12) upon the first day of each month; that said salary of said members and of said Probate Judge shall be payable upon a warrant drawn by the Probate Judge upon the general funds of said county, and the said Probate Judge is hereby authorized to draw said warrants for the same.

Section 9. Be it further enacted that this law shall take effect upon its passage and approval by the Governor.

Section 10. Be it further enacted that all laws and parts of laws, local general or special in conflict with the provisions of this act, are hereby repealed.

Section 11. That if any sections of this act, shall be unconstitutional it shall not effect any of the rest of this act.

THE STATE OF ALABAMA,

Walker County.

Before me, Roxie Duncan, a Notary Public, in and for said State and County, this day personally appeared, I. A. Dove, who being duly sworn, deposes and says that he is publisher of The Jasper Advertiser, a weekly newspaper published at Jasper, Walker County, Alabama, and that the notice a copy of which is hereto attached, was published in said newspaper for four consecutive weeks, commencing on the 27th day of April, 1927, and ending on the 18th day of May, 1927.

Irving A. Dove.

Publisher.

Sworn to and subscribed before me this the 2nd day of June, 1927.

Roxie Duncan,

Notary Public

By Mr. Powell:

H. 581. To repeal Sections 677, 678, 679, 680, 681, 682, 683, and 684 of the Code of Alabama.

Privileges and Elections.

By Mr. Powell:

H. 582. A Bill to be entitled an Act, to amend Section 3 of an act entitled "An Act to submit to the qualified voters of the State of Alabama, at the General Election to be held on the first Tuesday after the first Monday of November 1928, for their consideration, and amendment to the Constitution of the State, fixing the salaries and compensations and allowances to be paid to the Judge of Probate, the Tax Assessor and the Tax Collector, the Clerk of the Circuit Court, the County Solicitor and the County Treasurer of Walker County, requiring the said officers to cover the fees collected by them into the county treasury of Walker County and authorizing the disposition of said funds, and empowering the Legislature thereafter to fix and regulate and alter the cost, charges, and fees and salaries of such officers, including the method and basis of their compensation."

Be it Enacted by the Legislature of Alabama:

Section 1. That Section 3 of an act entitled "An Act to submit to the qualified voters of the State of Alabama, at the General

Election to be held on the first Tuesday after the first Monday of November 1928, for their consideration, an amendment to the Constitution of the State, fixing the salaries and compensations and allowances to be paid to the Judge of Probate, the Tax Assessor and the Tax Collector, the Clerk of the Circuit Court, the County Solicitor and the County Treasurer of Walker County, requiring the said officers to cover the fees collected by them into the county treasury of Walker County and authorizing the disposition of said funds, and empowering the Legislature thereafter to fix and regulate and alter the cost, charges, and fees and salaries of such officers, including the method and basis of their compensation," be amended so as to read as follows:

Section 3. That at the General Election in November, 1928, an election shall be held for the vote of the qualified electors of the State upon the proposed amendment. Upon the ballots used at such election, shall be printed the following: "Amendment to the Constitution, fixing the compensation and allowances of the following named county officers of Walker County". Commencing at the beginning of their next term of office, subsequent to the General Election in November, 1928, as follows: Salary of Judge of Probate of Walker County, \$5,000.00 per year, net; allowance of \$7,500.00 per annum for office expenses as follows: One clerk at \$2,100.00 per annum; two clerks at \$1,500.00 per annum, each; and \$2,400.00 per annum for all other expenses including extra clerks. The said \$2,400.00 to be paid to the Judge of Probate in monthly installments and disbursed by him. The Tax Assessor of Walker County shall receive a salary of \$4,000.00 per year, net; allowance of \$2,100.00 per year for chief clerk in said office; \$1,200.00 for an assistant clerk in said office, and \$700.00 per year for extra help and other expenses. The Tax Collector of Walker County shall receive a salary of \$4,000.00 per year, net; allowance of \$1,500.00 for his clerk in said office and \$1,000.00 for extra help and other expenses. The Circuit Clerk of Walker County shall receive a salary of \$3,600.00 per year, net; allowance of \$1,800.00 per year for a chief clerk in said office and \$1,000.00 for extra help and other expenses. The County Solicitor of Walker County shall receive a salary of \$2,400.00 per year, net. The County Treasury of said County shall receive a salary of \$2,400.00 per year, net. The above named amounts shall be in lieu of all compensations and allowances to the respective named officers. The above named officers shall collect the fees heretofore collected by them, or allowed by law for such services, and shall cover such fees into the county treasury on the first Monday of each month, to be kept in a separate fund to be designated as "The Salary Fund"; that out of such funds the above named amounts for salaries and allowances for

said officers shall be paid as the salaries of other county officers are paid; that the residue or remainder of such fund shall be paid by the County Treasurer or other custodian of such fund into the treasury of the schools funds of Walker County, and shall become a part of the school funds of said county and to be used by the Board of Education of Walker County in furnishing to the school children of said county free school text books beginning with the pupils enrolled in the first grade and adding grade by grade as rapidly as the funds accruing become adequate up to and including the sixth grade, and to pay incidentals when there is an amount over and above that required for the purchase of text books, until changed or modified by local or general laws. The Board of County Commissioners or other governing body of Walker County shall provide said officers with necessary quarters, books, stationery and other conveniences. The Legislature of Alabama may hereafter, from time to time, by local or general laws, fix, regulate and alter the amount of the above named salaries and allowances including the method and basis of their compensation, also fix, regulate and alter amount of compensation received by all other county officers of said county. "Following the proposed amendment on the ballot shall be printed the word "Yes", and immediately under that shall be printed the word "No". The choice of the elector shall be indicated by the cross-mark by him opposite the word expressing his desire.

The above and foregoing Bill proposing an amendment to the Constitution was read one time at length and referred to the Standing Committee on Constitution and Constitutional Amendments.

By Mr. Jones of Bullock (By Request) :

H. 583. To amend Section 5001 of the Code of 1923.

Public Health.

By Mr. Jones of Bullock (By Request) :

H. 584. To amend Section 1156 of the Code of 1923.

Public Health.

By Mr. Tunstall :

H. 585. To make appropriation of Three hundred thousand (\$300,000.00) Dollars, or so much thereof as may be necessary, out of any funds in the State Treasury not otherwise appropriated, to defray the expenses the present session of the Legislature.

Rules.

BILLS ON SECOND READING

Mr. Morrow, Chairman of the Standing Committee on Local Legislation, reported that said Committee in session had acted on the following bills and ordered same returned to the House with a favorable report:

H. 292. To fix the salary of the Deputy Solicitor of Geneva County, Alabama, and provide for the manner and payment of the same.

H. 325. To repeal an Act entitled an act to amend Sections 1, 2, 6, 7, 9, 11, 15, 24, 25 and 38 of an act entitled "An act to better provide for establishing, working and maintaining public roads and bridges in Walker County, Alabama, approved March 6, 1903."

H. 348. To relieve the Tax Assessor of Covington County from the duty of preparing a book of assessments and in lieu thereof to arrange in alphabetical order the original lists and have same permanently bound and kept as permanent record and prepare tax collector's abstracts from said assessment lists.

H. 331. To amend an act to establish a Board of Revenue for Sumter County; and for the abolishment of the court of County Commissioners of said County; approved February 22, 1919; and to amend an act to amend an act to establish a Board of Revenue for Sumter County, and for the abolishment of the Court of County Commissioners of said County, approved February 22, 1919, which act was approved November 1, 1921.

H. 349. To provide for the election of a County Superintendent of Education for Covington County, Alabama, by the qualified electors thereof; to fix such officer's term of office, his salary; to provide for said officer's entering into bond and the amount thereof; to prescribe his duties and powers and to provide penalties for failure to perform said duties, and to fix his qualifications and to repeal all laws in conflict with said act.

H. 350. To provide for the institution and prosecution of misdemeanors in the Circuit Court of Covington County, otherwise than by indictment by the Grand Jury.

H. 356. To establish a county court for DeKalb County, Alabama; to define its jurisdiction and powers; to provide for its officers, their powers, duties and compensation; to provide that said court shall be open at all times for the trial of cases and transaction of business; to provide the rules and procedure of said court; to provide for the transfer of certain causes now and hereafter pending in the Circuit Court and the Probate Court of DeKalb County Alabama to the DeKalb County Court; and to provide for the transfer of certain cases pending in said DeKalb County Court to the equity side of the Circuit Court of DeKalb County Alabama.

H. 358. To fix and regulate the fees of State witnesses in criminal cases in the Law & Equity Court and Circuit Court of Franklin County, Alabama, and before the Grand Jury of said County, and to provide for the payment thereof, and to provide for the collection of witness fees from defendants convicted and for the disposition of the same.

H. 390. To prescribe the duties and fix the compensation of the Deputy Solicitor for Cleburne County, Alabama, and to repeal all laws and parts of laws in conflict with this act.

H. 417. To provide for the establishment, change and discontinuance of public roads in Bibb County Alabama.

H. 418. To provide for the election of a County Superintendent of Education for Bibb County, Alabama, to prescribe his qualifications and to fix his salary and term of office.

H. 423. To create the office of county treasurer for Fayette County, prescribe his duties, fix his salary and provide a method of election to said office.

H. 424. To regulate and prescribe the manner of voting for and electing county commissioners for Fayette County by the qualified voters of the entire county.

H. 429. To provide that in Blount County, the Assessment lists or sheets shall constitute the Book of Assessments as required by the General Revenue Law.

H. 426. To provide for the election of a county superintendent of Education of Fayette County, Alabama, and to prescribe his qualifications, and to fix his salary or compensation, and to provide for payment of said salary.

H. 425. To provide for the establishment, discontinuance, construction, use, working and maintenance of the public roads and bridges of Fayette County, Alabama; to define the duties and powers of the Court of County Commissioners, or other governing body of Fayette County with regard to the same; to fix penalties for the violations of the rules, regulations and laws of the Court of County Commissioners, or other like governing body of said County; to provide for the better building, maintenance and protection of the public roads and bridges of Fayette County; to provide funds, regulations and penalties to carry the provisions and purposes of this act into effect; to provide for the more efficient working, construction and repair of the public roads and bridges in Fayette County, Alabama; to provide for the appointment of road foreman in the several precincts in the county, and to fix their compensation and define their duties and powers and penalties for violation thereof; to provide for a commutation fee in lieu of working the roads; to create a separate and special road fund for said county, and to prevent obstruction and damage to the public roads and bridges of said county, and to provide penalties for all violations of the road laws.

H. 376. To provide for the appointment of deputy clerks for the Inferior Criminal Court of Mobile County: To prescribe the duties and fix the compensation and salary of such deputy clerks.

H. 362. To repeal an Act entitled an Act to provide for the working of all male inhabitants of Houston County, Alabama.

between the ages of eighteen and forty-five years, on the public roads of said County; to provide for the levy and collection of a per capita road tax upon such persons in lieu of such road service; to be used for the maintenance, upkeep, building and repair of such public roads; to prescribe the manner and means of raising or collecting such tax; to provide for and regulate the working, building, maintenance and upkeep of the public roads of said county; and to provide and fix penalties for the violation of the provisions of this act, approved February 21, 1927.

H. 457. To provide for the election of a County Superintendent of Education for Pickens County Alabama, by the qualified electors thereof and to prescribe the duties and fix the term and compensation of such officers.

H. 458. To provide for the election of a county superintendent of Education of Randolph County, Alabama, by the qualified electors of said County, to prescribe the qualifications and duties of such officer, and the length of time he shall hold office and to fix his compensation and to provide for the election of his successor in office.

The above and foregoing Bills were severally read a second time and placed on the Calendar.

BILLS TAKEN FROM ADVERSE CALENDAR.

On motion of Mr. Stewart of Bibb the H. 40 was taken from the Adverse Calendar and said Bill:

H. 40. To amend Sections 1 and 4 on an Act entitled "An Act to regulate elections; to provide for the registration of electors, and the preparation and furnishing of a list of the qualified electors to the election inspectors," approved Oct. 2, 1920.

Was read a second time and placed on the Calendar.

And on motion of Mr. Stewart of Bibb the Bill H. 42 was taken from the Adverse Calendar and said Bill:

H. 42. To require all county officers who receive or distribute county funds or moneys to make quarterly reports to the Court of County Commissioners, Boards of Revenue, or other governing body of the county.

Was read a second time and placed on the Calendar.

RECOMMITTAL OF BILLS

On motion of Mr. Waddell the Bills:

H. 40. To amend Sections 1 and 4 on An Act entitled "An Act to regulate elections; to provide for the registration of electors, and the preparation and furnishing of a list of the qualified electors to the election inspectors," approved Oct. 2, 1920.

H. 42. To require all county officers who receive or distribute county funds or moneys to make quarterly reports to the Court of County Commissioners, Boards of Revenue, or other governing body of the county.

Were recommitted to the Standing Committee on Privileges and Elections.

BILLS ON THIRD READING

H. 176. To safeguard the distribution and sale of certain dangerous caustic or corrosive acids, alkalis, and other substances in the State of Alabama, to be known as the caustic alkali or acid Act. And prescribe a punishment for the violation thereof.

Was read a third time at length and passed.

Yeas, 85; Nays, 0.

Yeas:

Messrs:

Mr. Speaker	Goodwyn	Luck	Rogers (Elmore)
Adcock	Graves	McAdory	Sanders (Pike)
Anderson	Green	Martin	Sanderson
Ashcraft	Grove	Matthews	Shepherd
Baldwin	Gullatt	Merrill	Simpson
Bartlett	Guy	Miller (Marengo)	Smith
Beebe	Harwood	Miller (Sumter)	Starnes
Brunson	Hawkins	Molette	Stephens
Bryant	Hightower	Monk	Stewart (Calhoun)
Burns	Hollis	Morrow	Thompson
Bvars	Howard	Mullen	Tompkins
Cannon	Hubbard	Nipper	Tunstall
Carter	Hughes	Owens	Vickers
Christian	Jeter	Patterson	Waddell
Cockrell	Johnson	Pegues	Wallace
Cook	Jones (Bullock)	Pitts	Ward (Geneva)
Darden	Jones (Cleburne)	Powell	Ward (Tuscaloosa)
Deloney	Jordan (Washington)	Quillin	Ware
Denson	Langdon	Rankin	Webb
Desear	Lee	Ringer	Weldon
Edmundson	Lovelace	Rivers	Winn
Goode			

—85

And on motion of Mr. Waddell the bill H. 176 was ordered sent forthwith to the Senate without engrossment.

H. 364. Allowing boxing, sparring and wrestling matches and exhibitions under the regulation and supervision of the Alabama Athletic Commission herein established, and relating to the powers, duties, compensation and authority of said Commission, and prescribing penalties for the violation of the provisions of this act, or rules of said Commission.

Was taken up. Mr. Monk moved to postpone further consideration of the bill H. 364 until the twenty fourth legislative

day. And on motion of Mr. Rogers of Mobile Mr. Monk's motion was laid upon the table.

Mr. Tompkins moved to indefinitely postpone the bill H. 364 and the motion of Mr. Tompkins was lost.

And the bill:

H. 364. Allowing boxing, sparring and wrestling matches and exhibitions under the regulation and supervision of the Alabama Athletic Commission herein established, and relating to the powers, duties, compensation and authority of said Commission, and prescribing penalties for the violation of the provisions of this act, or rules of said Commission.

Was read a third time at length and passed.

Yeas, 48; Nays, 45.

Yeas:

Messrs:

Mr. Speaker	Goodwyn	McAdory	Quillin
Ashcraft	Green	Martin	Rankin
Bartlett	Grove	Merrill	Reeder
Beebe	Gullatt	Miller (Marengo)	Rogers (Mobile)
Brunson	Harwood	Miller (Sumter)	Sanderson
Byars	Hawkins	Molette	Shivers
Carter	Jeter	Morrow	Simpson
Denson	Jordan (Etowah)	Nipper	Starnes
Desear	Jordan (Washington)	Norman	Vickers
Edmundson	Kirkpatrick	Patterson	Waddell
Frey	Lawler	Pitts	Wallace
Goode	Lovelace	Poole	Ward (Geneva)

—48

Nays:

Messrs.:

Adcock	Graves	Monk	Smith
Anderson	Hightower	Mullen	Stephens
Baldwin	Hollis	Owens	Stewart (Bibb)
Bryant	Howard	Pegues	Stewart (Calhoun)
Burleson	Hubbard	Ringer	Thompson
Burns	Hughes	Rivers	Tompkins
Cannon	Johnson	Rogers (Elmore)	Tunstall
Christian	Jones (Cleburne)	St. John	Ware
Cockrell	Lee	Sanders (Conecuh)	Webb
Cook	Luck	Sanders (Pike)	Weldon
Darden	Matthews	Shepherd	Winn
Edwards			

—45

And on motion of Mr. Frey the bill H. 364 was ordered sent forthwith to the Senate without engrossment.

H. 388. To appropriate the sum of twenty-five thousand dollars (\$25,000.00) out of the general fund in the State Treasury, not otherwise appropriated, for the relief of the State Child Welfare Department.

Was read a third time at length and passed.

Yeas, 89; Nays, 1.

Yeas:

Messrs:

Mr. Speaker	Goodwyn	McAdory	Rogers (Mobile)
Adcock	Graves	Martin	St. John
Anderson	Green	Matthews	Sanders (Conecuh)
Ashcraft	Grove	Merrill	Sanders (Pike)
Baldwin	Gullatt	Miller (Marengo)	Sanderson
Bartlett	Hampton	Miller (Sumter)	Shivers
Beebe	Harwood	Molette	Simpson
Brunson	Hawkins	Monk	Smith
Bryant	Howard	Morrow	Starnes
Burleson	Hubbard	Mullen	Stephens
Burns	Hughes	Nipper	Stewart (Calhoun)
Byars	Jeter	Owens	Thompson
Carter	Johnson	Patterson	Tompkins
Christian	Jones (Bullock)	Pegues	Tunstall
Cockrell	Jordan (Etowah)	Pitts	Vickers
Cook	Jordan (Washington)	Poole	Waddell
Darden	Kirkpatrick	Quillin	Wallace
Deloney	Langdon	Rankin	Ward (Geneva)
Denson	Lawler	Reeder	Ward (Tuscaloosa)
Edmundson	Lee	Ringer	Ware
Edwards	Lovelace	Rivers	Webb
Frey	Luck	Rogers (Elmore)	Weldon
Goode			

—89

Nays:—Mr. Jones of Cleburne.—1.

And on motion of Mr. Ware the bill H. 388 was ordered sent forthwith to the Senate without engrossment.

(With substitute):

H. 57. To further regulate tendering, signing and approving bills of exceptions where the trial judge has resigned, his term of office has expired or he has been removed from office.

Was taken up. The question was upon the adoption of the substitute reported by the Standing Committee on Judiciary said committee substitute being as follows:

To be entitled an Act to further regulate tendering, signing and approving bills of exceptions where the trial judge has resigned, his term of office has expired or he has been removed from office.

Be it enacted by the Legislature of Alabama:

Section 1. That it shall be the duty of all trial judges of this State whenever they resign, or where their term of office expires, or they are removed from office, to endorse the true date of the presentation of any bill of exception presented to him in causes where he presided within ninety days after the trial of such cause and to approve the same within sixty days after such bill of exceptions is presented to him. If such trial judge is sick or out of the county where the cause was tried, or for any other cause the bill of exceptions cannot be presented in person to such

trial judge, then the same may be presented to the Clerk of the Court where the cause was tried and the true date of such presentation be endorsed and signed and delivered to the trial judge by him with all convenient speed.

Section 2. For the services rendered herein no compensation shall be required or paid.

Section 3. The provisions of this act shall apply to special judges, judges of probate and all other judges from whose courts appeals may be taken to the Supreme Court or Court of Appeals of Alabama.

Section 4. Whenever such trial judge fails or refuses to approve any bill of exceptions so presented to him application may be made as now provided by law, or as may hereafter be provided, for the establishment of the same by the party desiring to appeal.

Section 5. That such trial judge shall, if he finds same correct, approve such bill of exceptions, signing the same "as Trial Judge in this cause" which bill of exceptions shall be as legal and effective as if the trial judge were still in office. When thus approved the bill of exceptions shall be delivered by the trial judge to the Clerk of the Court where said cause was tried who shall proceed at once to prepare the transcript of said cause.

Section 6. That all laws and parts of laws in conflict herewith are expressly repealed.

And the substitute reported by the Standing Committee on Judiciary was adopted.

Yeas, 67; Nays, 0.

Yeas:

Messrs:

Mr. Speaker	Darden	Johnson	Rivers
Adcock	Deloney	Jordan (Etowah)	Rogers (Elmore)
Anderson	Denson	Jordan (Washington)	Sanders (Conecuh)
Ashcraft	Desear	Lee	Sanderson
Baldwin	Edwards	Lovelace	Shepherd
Bartlett	Frey	Luck	Shivers
Beebe	Goode	McAdory	Starnes
Brunson	Goodwyn	Matthews	Stephens
Bryant	Graves	Miller (Marengo)	Stewart (Calhoun)
Burleson	Green	Miller (Sumter)	Tompkins
Burns	Grove	Monk	Waddell
Bvars	Gullatt	Nipper	Wallace
Cannon	Harwood	Pegues	Ward (Geneva)
Carter	Hightower	Powell	Ward (Tuscaloosa)
Christian	Hollis	Quillin	Weldon
Cockrell	Howard	Reeder	Winn
Cook	Hughes	Ringer	

—67

And the bill:

H. 57. To further regulate tendering, signing and approving bills of exceptions where the trial judge has resigned, his term of office has expired or he has been removed from office.

As amended by the substitute reported by the Standing Committee on Judiciary.

Was read a third time at length and passed.

Yeas, 56; Nays, 0.

Yeas:

Messrs:

Mr. Speaker	Guy	McAdory	Shepherd
Adcock	Harwood	Merrill	Simpson
Anderson	Hawkins	Miller (Sumter)	Smith
Baldwin	Hightower	Molette	Starnes
Bartlett	Hollis	Mullen	Stephens
Bryant	Howard	Nipper	Stewart (Calhoun)
Burns	Hughes	Patterson	Tompkins
Cannon	Jeter	Pitts	Waddell
Cockrell	Johnson	Rankin	Ward (Geneva)
Darden	Jones (Cleburne)	Reeder	Ward (Tuscaloosa)
Deloney	Jordan (Etowah)	Ringer	Ware
Edmundson	Jordan (Washington)	Rogers (Mobile)	Webb
Goode	Kirkpatrick	St. John	Weldon
Grove	Lovelace	Sanderson	Winn

—56

And on motion of Mr. Darden the bill H. 57 was ordered sent forthwith to the Senate without engrossment.

S. 126 (with amendment). To further provide for the payment of pensions to widows of Confederate soldiers and sailors.

Was taken up. The question was upon the adoption of the amendment reported by the Standing Committee on Pensions. Said Committee amendment beings as follows:

Amend Senate iBll No. 126 by adding at the end thereof the following: "Provided her last husband was a confederate soldier or sailor."

And the amendment was adopted.

Yeas, 67; Nays, 0.

Yeas:

Messrs:

Mr. Speaker	Darden	Johnson	Rivers
Adcock	Deloney	Jordan (Etowah)	Rogers (Elmore)
Anderson	Denson	Jordan (Washington)	Sanders (Conecuh)
Ashcraft	Desear	Lee	Sanderson
Baldwin	Edwards	Lovelace	Shepherd
Bartlett	Frey	Luck	Shivers
Beebe	Goode	McAdory	Starnes
Brunson	Goodwyn	Matthews	Stephens
Bryant	Graves	Miller (Marengo)	Stewart (Calhoun)
Burleson	Green	Miller (Sumter)	Tompkins
Burns	Grove	Monk	Waddell
Byars	Gullatt	Nipper	Wallace
Cannon	Harwood	Pegues	Ward (Geneva)
Carter	Hightower	Powell	Ward (Tuscaloosa)
Christian	Hollis	Quillin	Weldon
Cockrell	Howard	Reeder	Winn
Cook	Hughes	Ringer	

—67

And said Bill:

S. 126. To further provide for the payment of pensions to widows of Confederate soldiers and sailors.

As amended by the amendment reported by the Standing Committee on Pensions was read a third time at length and passed.

Yeas, 63; Nays, 0.

Yeas:

Messrs:

Mr. Speaker	Edwards	Lovelace	Reeder
Adcock	Goode	Luck	Ringer
Anderson	Goodwyn	McAdory	Sanders (Pike)
Ashcraft	Grove	Matthews	Sanderson
Baldwin	Gullatt	Merrill	Simpson
Bartlett	Hightower	Miller (Marengo)	Smith
Brunson	Hollis	Miller (Sumter)	Stephens
Bryant	Hubbard	Molette	Stewart (Calhoun)
Burns	Hughes	Monk	Thompson
Byars	Jeter	Nipper	Waddell
Cannon	Johnson	Owens	Ward (Geneva)
Carter	Jordan (Etowah)	Patterson	Ward (Tuscaloosa)
Cockrell	Jordan (Washington)	Pegues	Ware
Darden	Kirkpatrick	Pitts	Webb
Deloney	Langdon	Powell	Winn
Edmundson	Lee	Quillin	

—63

MESSAGE FROM THE SENATE

Mr. Speaker:

The Senate has concurred in and adopted:

H. J. R. 69. Relative to adjournment of the two houses until Friday, June 17, 1927.

And returns same herewith to the House.

J. E. Speight,
Secretary.

MESSAGE FROM THE SENATE

Mr. Speaker:

The Senate has concurred in and adopted the Amendment proposed by His Excellency, The Governor, to the bill:

H. 255. To exempt from taxation lands in the purchase of which a municipality has invested money pursuant to the terms of a lease sale contract or option agreement.

By a vote of a majority of the whole number elected to the Senate; said vote being Yeas 20, Nays 0.

And said bill, as thus amended by the amendment of His Excellency, The Governor, was again read a third time at length and passed by a vote of a majority of the whole number elected to the Senate; said vote being Yeas, 21, Nays 0.

And said bill with the Governor's Amendment is herewith returned to the House.

J. E. Speight,
Secretary.

MESSAGE FROM THE SENATE

Mr. Speaker :

The Senate has passed the following House Bills and returns same herewith to the House :

H. 124. To amend Sections 7167, 7168, 7171 and 7172 of Article 23, of the Code of Alabama of 1923.

H. 135. To fix the salary of the deputy solicitor for Escambia County, Alabama, and provide for the manner of payment of the same.

J. E. Speight,
Secretary.

MESSAGE FROM THE SENATE

Mr. Speaker :

The Senate has originated and passed the following Bills and ordered same sent forthwith to the House without engrossment :

By Mr. Ellis of Shelby :

S. 156. To repeal Section 7539 of the Code of Alabama, 1923.

Also :

By Mr. Ellis (Dallas) :

S. 172. To appropriate the sum of twenty-five thousand dollars (\$25,000.00) out of the general fund in the State Treasury, not otherwise appropriated, for the relief of the State Child Welfare Department.

Also :

S. 46. To establish an Inferior Court in Precincts 2 and 33, in Jefferson County, Alabama, said precincts lying within or partly within the City of Bessemer, in lieu of all justices of the Peace, in said precincts and in lieu of all other Inferior Courts created in lieu of Justices of the Peace heretofore created in said territory, to define the jurisdiction and powers of the said court, the Judge, Clerks and other officers thereof ; to define the jurisdiction thereof, provide for a place for holding said court, provide for the terms and salaries of said Judge, Clerks and Officers of said Court, the payment of their salaries and the manner of their appointment and election.

With notice and proof thereto attached and herewith exhibited as follows :

To Whom It May Concern:

Notice is hereby given that the following bill or a bill in substance as follows will be introduced in the Legislature of Alabama at its next regular session which convenes during the month of January, 1927. Said bill is as follows:

A BILL

To be entitled An Act to establish an Inferior Court in Precincts 2 and 33, in Jefferson county, Alabama, said precincts lying within or partly within the City of Bessemer, in lieu of all Justices of the Peace, in said precincts and in lieu of all other Inferior Courts created in lieu of Justices of the Peace heretofore created in said territory, to define the jurisdiction and powers of the said court, the judge, clerks and other officers thereof; To define the jurisdiction thereof, provide for a place for holding said court, provide for the terms and salaries of said judge, clerks and officers of said court, the payment of their salaries and the manner of their appointment and election.

Be it enacted by the Legislature of Alabama,

Section 1. That there is hereby established an Inferior Court in Precincts 2 and 33 in Jefferson County, Alabama; said precincts lying within or partly within the City of Bessemer, Alabama, which shall be known and designated as the Municipal Court of Bessemer, which shall be in lieu of all Justices of the Peace within said precincts, and in lieu of all Inferior Courts heretofore created in lieu of justices of the peace in said precincts. Said court shall be held in a place furnished and designated by the Board of Revenue of Jefferson County as the place for holding same. The said court shall have all the powers and jurisdiction now conferred, or that may hereafter be conferred by law on justices of the peace, and the judge of said court shall have and exercise all the power and authority, perform all the duties now prescribed, or that may hereafter be prescribed by law for Justices of the Peace, and shall have all the power and authority over the matters transacted in said court.

Section 2. The judge of said court shall at the time of his appointment or election be learned in the law, and shall be licensed to practice in the Supreme Court of Alabama, at least twenty-five years of age at the time of his appointment or election, and shall have resided in one of said precincts at least twelve months preceding his election or appointment. Said judge shall reside in one of said precincts during the term of his office, and his removal therefrom shall vacate the office. The judge of said court shall hold his office for a term of six years, and until his successor is elected and qualified. The present judge of the Inferior Court of Bessemer shall become the judge of the Municipal Court of Bessemer until the expiration of the first term of said judge. The first term of said judge shall end January 1st, 1933. At the regular election for State and County officers in 1932, and each six years thereafter, there shall be elected a judge of said court by the qualified electors of said precincts. All vacancies in the office of judge of said court shall be filled by appointment of the Governor.

Section 3. That the judge of said court shall receive an annual salary of forty-eight hundred (\$4800) dollars, payable in equal monthly installments out of the county treasury of Jefferson County upon his warrant drawn upon the county treasurer of said county.

Section 4. That the judge of said court shall appoint a clerk who shall give bond in the penal sum of five thousand dollars, payable to the State of Alabama, and conditioned to faithfully discharge the duties of his office,

which bond shall be approved by, and filed in the office of the Judge of Probate of Jefferson County, Alabama; also conditioned to pay over all monies to the proper officers and persons to whom it is payable, and to faithfully account for all monies coming into his hands by virtue of his office, and upon the said bond there shall be the same liabilities and remedies as upon a bond of a clerk of the Circuit Court; said clerk shall receive a salary of three thousand (\$3,000.00) dollars annually, payable out of the County Treasury of Jefferson County, in equal monthly installments upon his warrant drawn upon the county treasurer of said county, such warrant to be approved by the judge of said court. Said clerk to hold office at the will of the judge, and may be removed from office at the pleasure of such judge.

Section 5. That the clerk of said court shall issue all processes out of said court, except warrants of arrest and writs of commitment which shall be issued by the judge of said court; the clerk shall approve all bonds in all cases; shall keep a docket of said court; shall certify all appeals and certioraries; but all judgments when required to be signed, shall be signed by the judge. The fees and costs now allowed to justices of the peace in said Jefferson County, shall be taxed and collected as now provided by law in such cases, or as may be hereinafter provided by law in such cases, except as hereinafter provided for, and shall by the clerk of said court be paid into the county treasury. The constables of said precincts, and the sheriff of said county, shall be the officers of said court, and shall execute all processes from said court, and make due return thereof; and for their compensation shall receive the same fees as now provided by law for like services in the courts of justices of the peace in Jefferson County, which said fees shall be paid to the constables and sheriff and not into the county treasury. That the judge of said court shall determine what officer or officers shall execute any criminal process issued by said court or the judge thereof.

Section 6. That the judge of said court shall appoint a deputy clerk who shall hold office at the will of the judge, and may be removed from office at the pleasure of said judge. The said deputy clerk shall assist the clerk in the discharge of his duties, and shall be under the direction and supervision of the clerk of said court. Said deputy clerk shall receive a salary of twenty-one hundred (\$2100) dollars annually, payable out of the county treasury of Jefferson County in equal monthly installments upon a warrant drawn by such deputy clerk on the county treasurer of said county, and approved by the judge of said court.

Section 7. That the judge of said court may punish for contempt in cases where the Judge of the Circuit Court can punish for contempt by a fine not exceeding fifty dollars, and by imprisonment in the county jail not exceeding five days, one or both. Said judge shall be a conservator of the peace, and shall have the power to sit as committing magistrate in cases now provided by law for justices of the peace in said county, and may take affidavits and issue warrants in felony and misdemeanor cases, returnable before himself when he has final or preliminary jurisdiction of the offense, or in cases where he does not have final or preliminary jurisdiction, to any court having final or preliminary jurisdiction thereof. For his services in taking affidavits and issuing warrants he shall be entitled to the compensation now provided by law to justices of the peace or which may be hereinafter provided by law to justices of the peace, which shall be taxed and collected as such costs are now taxed and collected in criminal cases, which costs so taxed and collected shall be paid into the county treasury.

Section 8. The said court shall have, as against all justices of the peace, notary public ex-officio justices of the peace, and other inferior courts in lieu of justices of the peace in said county, exclusive jurisdiction of all civil cases defined as to amount and kind in section one of this Act, where the defendant or defendants reside in precincts 2 or 33 of Jefferson County,

Alabama, except where the cause of action arose in, or the contract sued on was made, in the precinct of the residence of the justice attempting to exercise jurisdiction, or in the precinct or precincts over which the other inferior courts have been established in lieu of justices of the peace; or where one or more of the co-defendants reside in the precinct of said justice of the peace, or notary public ex-officio justice of the peace, or in one of the precincts over which other inferior courts have been established in lieu of justices of peace. Any plaintiff, his agent or attorney, who institutes a suit against a defendant or defendants, who reside in precincts 2 or 33 in Jefferson County, Ala., before any justice of the peace notary public ex-officio justice of the peace, or inferior court created in lieu of justices of the peace other than this court in a precinct other than that in which the cause of the action arose, or the contract was made, or of which the defendant or one or more of the co-defendants is a resident, may be restrained by the judge of this court from prosecuting said suit, and the judge of this court may issue a rule to said plaintiff, his agent or attorney to show cause why a suit, garnishment or other process alleged to have been brought in violation of this section should not be dismissed and may upon a hearing of said rule order the plaintiff, his agent or attorney, to dismiss said suit, garnishment or other process, if wrongfully instituted, and may punish for contempt any disobedience of said order or orders. The plaintiff, his agent or attorney, shall have the right to appeal to the Bessemer Division of the Circuit Court of Jefferson County from said order of dismissal within five days from the rendition of the same, upon execution of a bond in the sum to be fixed by the court, not in excess of two hundred dollars, payable to the defendant and conditioned to pay the defendant all such damages as he may suffer by reason of the wrongful taking of such appeal.

Section 9. That said court shall have jurisdiction in civil cases where the amount involved does not exceed one hundred dollars, except in cases of libel, slander, assault and battery, and ejectment, within precincts 2 and 33, Jefferson County, Alabama.

Section 10. That the owner of any judgment or decree for fifty dollars or over, rendered by this court, may file the same in the office of the Judge of Probate under the same procedure and in the same manner as now provided or which may hereafter be provided for filing judgments of courts of record, which judgments, when so filed and registered, shall be a lien upon all the property of the defendant when registered, which is subject to levy and sale under execution; such lien shall continue for six years from the date of the registration, the registration of the judgment or decree shall be notice to all persons of the existence of a lien.

Section 11. That said court shall always be open; that said court shall have power to set aside, vacate or modify its judgments upon motion made within five days after the rendition of the same; which said motion shall be promptly determined; and the said court may hold court and render default or other judgments at any time between the hours of nine a. m. and five p. m.; all processes of the court where no time is otherwise fixed shall be returnable at nine a. m. on the return day. That it shall be the duty of the Board of Revenue of Jefferson County, Alabama, at the expense of Jefferson County, to provide suitable rooms to hold said court, and also to provide all necessary dockets, books, and other supplies for the use of said court, and shall provide for the payment of the rent of said court rooms, in case same are rented, and other incidental expenses.

Section 12. That in the absence, disqualification, or inability of the judge of said court, he shall appoint in writing a special judge, who shall have full power to act for and in the place of the regular judge, said person so appointed shall at the time of his appointment be a practicing attorney, residing in one of the beats over which this court has jurisdiction. In case the judge of said court shall be unable to discharge the duties of his office

by reason of sickness, disqualification or inability to hold said court, and shall not have appointed a special judge to act, it shall be the duty of the judge of probate, upon the request of the clerk, to appoint some practicing attorney residing in precincts 2 or 33, as special judge, who shall perform all the duties imposed upon the judge of said court, during the illness, disqualification, or inability of said judge. In either case the special judge acting shall receive the same compensation as the regular judge of said court.

Section 13. In case of emergency the judge of said court may appoint a suitable person to act as constable without bond, except as hereinafter provided; and the person so appointed must perform the same duties and is liable to the same pains and penalties, and is entitled to the same fee and compensation as regular constables; but such special constable is not authorized to levy or collect executions, attachments or writs of detinue, unless prior to the levying or collecting of executions, attachments or writs of detinue, he execute a bond in the sum of twice the value of the property to be levied on, payable to the defendant as is required by law, with sureties to be approved by the judge appointing such special constable.

Section 14. The summons must be issued by the clerk of the court, and accompanied by the complaint of the plaintiff, or the cause of action endorsed on the summons, setting forth the cause of action. The summons must be executed by the constable, special constable, sheriff, or other officer by leaving a copy of the summons and complaint, or summons with the cause of action endorsed thereon with the defendant, which fact must be returned with the process.

Section 15. It shall be the duty of the clerk of said court to issue an execution on all judgments rendered in said court after five days from the entry thereof, and place the same in the hands of the constable or sheriff who shall return said process within thirty days thereafter, said return to show that he has collected said judgment, and has paid the same or the amount collected, or is unable to find property of the person against whom said process issued, out of which said execution can be satisfied in whole or in part. Provided however, that when a writ of garnishment has been issued on a judgment rendered by said court it shall not be necessary for the clerk to issue an execution thereon, but such writ of garnishment shall have the same effect as if an execution had been issued and said judgment shall remain in effect and process issue on said judgment in the same manner as if the said execution had been issued.

Section 16. That if it shall appear to the auditor that in any case in said court where an execution has been returned unsatisfied, as to the costs of said cause, and in the opinion of the auditor said costs can be collected by an alias execution, the auditor may direct the clerk, to issue such alias execution, and may direct the constable or sheriff as to what property can be levied upon to satisfy said judgment.

Section 17. That in each cause filed in said court there shall be a fee of fifty cents taxed which shall be taxed and collected as other costs are collected, and shall be with other costs paid into the county treasury.

Section 18. That on the passage and approval of this act all offices of justice of the peace and notary public ex-officio justices of the peace in precincts 2 and 33 of Jefferson County are abolished, and after the passage and approval of this act no other justice of the peace or notary public ex-officio justice of the peace shall be elected or appointed in said precincts 2 or 33 of said Jefferson County, however, the justices of the peace and notary public ex-officio justices of the peace holding office in said precincts 2 and 33 of said county shall continue to hold their office and exercise the duties thereof until the appointment of a judge of this court and until he becomes qualified by taking the oath prescribed. And it shall be the duty of all justices of the peace and notary public ex-officio justices of the peace in said

precincts holding office and exercising the powers of justices of the peace to immediately upon the passage and approval of this act, and upon the qualification and appointment of a judge for said court to deliver to the judge of said court, or to the clerk thereof, all books, papers and unfinished business and every kind of property belonging to their offices as such justices of the peace or notary public ex-officio justices of the peace, under the laws provided for transfer of papers from an out-going justice of the peace, to his successor in office.

Section 19. That all causes pending in the inferior or other courts repealed or abolished by this act, together with all the papers and judgments of said courts, shall be transferred to this court as if they had begun therein, and all judgments heretofore rendered in said courts shall be the same as if they had been rendered by this court and this court shall have the same power and control over said judgments and may issue execution or other process thereon the same as if said judgment had been originally rendered by this court.

Section 20. That this court shall have exclusive and final jurisdiction concurrently with the Circuit Courts of this county in all misdemeanor cases, except for violations of the prohibition laws, arising in Jefferson County.

Section 21. That the court hereby created shall have and exercise concurrent jurisdiction with justices of the peace of the county as to all civil cases over which such justices have or may have as provided by law.

Section 22. Upon the conviction of any defendant in misdemeanor cases in said court, the court shall have the right to suspend the sentence whenever in the discretion of said court the same may be advisable.

Section 23. The judge of said court may designate in writing by general order, which shall continue until revoked by a general order of said judge, the clerk or deputy clerk as ex-officio judge of said court, and the said ex-officio judge so designated shall have the power and authority to take affidavits and issue warrants of arrest that the judge of said court could issue, but such ex-officio judge shall not try cases.

Section 24. That in addition to the power and jurisdiction herein conferred upon said court, it shall have and is hereby given the authority and jurisdiction to sentence to perform hard labor for the county of Jefferson for the payment of fine and costs in the same manner and to the same extent as the Circuit Courts of this state have authority and jurisdiction to do.

Section 25. If the defendant fails to appear as required by his bond said court shall enter a forfeiture against him and his sureties, and said court shall have the authority to issue and shall cause to issue sci. fa's to the bondsmen, which shall be returnable in not less than thirty days from the issuance date, and upon a final hearing said court shall have the authority to pass upon the forfeiture or to make the same final, or take such other action as the Circuit Court of said county may be authorized to take in case of appearance bonds in said Circuit Court. Said judge shall issue an alias warrant for the arrest of the defendant.

Section 26. That there shall be taxed as part of the costs in each misdemeanor case tried in said court a trial tax of three dollars and a solicitor's fee of five dollars which shall be in addition to the other costs herein provided for, which shall be collected as the other costs are collected, and paid into the county treasury.

Section 27. That in the trial of cases before the court, the accused shall have no right to demand a trial by jury, but the judge shall determine both the law and the facts, without the intervention of a jury, and shall award such punishment in misdemeanor cases as the character of the offense may demand, and render such judgment in other cases as in his judgment may seem right and proper, and in the trial of misdemeanor cases no statement of the offense need be made other than that contained in the affidavit and warrant of arrest.

Section 28. That appeals from judgments rendered in said court in cases over which this court has final jurisdiction may be taken by the defendant in misdemeanor cases and by either the plaintiff or defendant in civil cases to the Bessemer Division of the Circuit Court of Jefferson County, Alabama, within five days after the rendition of said judgment, and in the manner as is provided by law for appeals to be taken from Justice of Peace courts of this state to Circuit Court of this state, and a jury may be had on demand of the defendant in misdemeanor cases, and on demand of either party in civil cases, as provided by law, and all appeals taken as herein provided for, shall be tried de novo and be preferred cases in said Circuit Court and shall be governed in all respects by the rules and regulations provided by law for the trial of appeals in the Circuit Courts from Justice of Peace Courts of this State, in so far as the same may be applicable.

Section 29. That the judge of said court has the power and authority to require the sheriff of said county, or one of his deputies to attend upon the sessions of said court.

Section 30. That the judgment in case of conviction in cases tried by said court may be in substantially the following form: The State against A. B. (here state the offense charged by name). On hearing the evidence the court is satisfied of the guilt of the defendant and awards the following punishment (here state the punishment) and the costs of the proceedings Judge of Municipal Court of Bessemer. If the defendant is acquitted the judgment must be that the defendant is discharged. In preliminary hearings in felony cases the judgment must conform as nearly as practicable to judgments in such cases in Justice Courts of this State.

Section 31. If the defendant fails to appear as required by his bond and a forfeiture is taken on said bond, said forfeiture may be in the following form: State of Alabama vs. A. B., deefndant, CD and EF, his sureties. In the Municipal Court of Bessemer.....day of.....19.... In this cause AB failing to appear and answer the charge against him (here set out the offense) a judgment is rendered against him and his said sureties, to-wit: for dollars. (The amount of the penalty of the bond) in favor of the State of Alabama, for the use of Jefferson County, unless they appear on..... (here set the date) and show cause to the contrary; and it is ordered that notice issue to them.

Section 32. That any prosecution in said court, if it appears to the court that such prosecution is frivolous or maliciou, the court shall after hearing the facts, render summary judgment and tax the prosecutor or the person who made the complaint or affidavit with the costs, and when the costs are imposed on the prosecutor or person who made the complaint or affidavit he may confess judgment for the same with good and sufficient sureties, and failing to do so or presently pay the same, such person must be imprisoned in the county jail or sentenced to hard labor for Jefferson County for the payment of the same for such a term as may be required to pay the same not to exceed ten days.

Section 33. That an act entitled an Act To establish an Inferior Court in precincts 2 and 33 in Jefferson County, Alabama, said precincts lying within or partly within the City of Bessemer, in lieu of all justices of the peace in said precincts, and to define the jurisdiction and power of the said court, and of the judge, clerk and other officers thereof, and to provide for a place for holding the same. Approved August 27th, 1915 and published in the Local Acts of Alabama, Session 1915, page 134, et seq. and all amendments thereto, be and the same are hereby repealed.

Section 34. That an act entitled An Act to create and establish an Inferior Court of Criminal and civil jurisdiction for that part of Jefferson County, Alabama, including within precincts 1, 2, 3, 4, 5, 7, 24, 27, 33, 35, 40, 41, 49, 51, 53 and 55, as now constituted; to define the jurisdiction and powers of said court, the judge, clerk, and other officers thereof; to provide

for a place for holding said court, terms and salaries of said judge and officers of said court and otherwise to provide for said court, approved August 2nd, 1923, and published in the Local Acts of Alabama, Session 1923, page 43, et seq. be and the same is hereby repealed.

Section 35. That the provisions of this act shall not take away any jurisdiction or power from any Inferior Civil Court or Inferior Criminal Court established in a place other than in the City of Bessemer, Alabama, or that may be hereafter established in a place other than in the City of Bessemer, Alabama, neither shall the provisions of this act take away any jurisdiction or power from the Domestic Relations Courts or Juvenile Courts of this county. Provided further, that in no event shall the territorial jurisdiction of the court hereby created extend over or be construed to include territory beyond that that is or may hereafter be included in the territorial jurisdiction of the Circuit Court of Jefferson County, Alabama, sitting at Bessemer, in said County.

Section 36. That all laws, general, special or local in conflict with this act be and the same are hereby repealed.

Section 37. That this act shall take effect upon its due passage and approval.

Section 38. That if any section, clause or provision of this act shall be held to be unconstitutional and void or ineffective, it shall in no wise affect any other section, clause or provision not unconstitutional and void or ineffective in itself.

Fred Ross.

STATE OF ALABAMA,

Jefferson County .

Before me, the undersigned notary public in and for said County in said State, personally appeared Howe Price, who being by me duly sworn, deposes and says that he is the Business Manager of the Bessemer Advertiser and that the attached notice was published in the Bessemer Advertiser, a weekly newspaper of general circulation published at Bessemer, Jefferson County, Alabama, for four consecutive weeks, that is, on December 23rd, 1926, December 30th, 1926, January 6th, 1927, and January 13th, 1927, and that said notice was published without cost to the State.

Howe Price.

Sworn to and subscribed before me this 13th day of January 1927.

(Seal) L. L. Lockwood,
Notary Public.

Also:

By Mr. Stanley:

S. 171. To make an appropriation for the Equipment and Maintenance of the Alabama Room in the Confederate Memorial Museum at Richmond, Virginia.

Also:

By Mr. Warren (with notice and proof):

S. 65. To provide for the special relief of Canerdy Jackson by making an appropriation to compensate him for injuries received while he was employed by the Alabama Insane Hospital.

With notice and proof thereto attached and herewith exhibited as follows:

NOTICE OF INTENTION TO APPLY TO THE LEGISLATURE FOR
A PRIVATE BILL

STATE OF ALABAMA,

Tuscaloosa County.

To Whom It May Concern:

This is to give notice of the intention of the undersigned to apply to the next Legislature of Alabama for a private bill awarding compensation for injuries received from burns while in the employment of the State at the Alabama Insane Hospital.

Canerdy Jackson.

STATE OF ALABAMA,

Tuscaloosa County.

Before me, Charles C. Ward, a notary public in and for said state and county, on this day personally appeared, Aaron Miller, who being by me first duly sworn, deposes and says:

That he is publisher of the West Alabama Breeze, a newspaper published in said county, and that the publication of the notice, of which the foregoing is a true copy, has been made in said paper once a week for four consecutive weeks, to-wit, on the 21st day of Oct. 1926, on the 28th day of Oct. 1926, on the 4th day of Nov. 1926 and on the 11th day of Nov., 1926.

Aaron Miller.

Ssubscribed and sworn to before me on this the 14th day of Jan. 1927.

Charles C. Ward,

Notary Public in and for Tuscaloosa County, Alabama.

J. E. Speight,
Secretary.

SENATE MESSAGE

The Senate Bills the titles to which are set out in the above and foregoing Message from the Senate were severally read one time and referred to appropriate Standing Committees as follows:

Revision of Laws, S. 156.

Appropriations, S. 171; S. 172; S. 65.

Judiciary, S. 46.

MESSAGE FROM THE SENATE

Mr. Speaker:

The Senate has amended as therein shown, and, as amended, has passed the following House Bill, and returns same herewith to the House:

H. 202. To amend an Act entitled An Act to impose a per-capita road tax in lieu of personal service on the public roads of Choctaw County, Alabama, to provide for the collection of such tax and the disposition of the proceeds thereof; to provide for the appointment of a road supervisor for said County; to provide for the appointment of road overseers; to authorize the appointment of a road engineer, and to otherwise provide for the more efficient construction, maintenance and improvement of the

public roads and bridges in said Choctaw County, Alabama, approved Sept. 27, 1923.

H. 201. To abolish the Board of Revenue of Choctaw County, to establish in lieu thereof a Board of Commissioners of Choctaw County and to define and regulate its authority, powers and duties, to divide the County into four Commissioners Districts, to provide for appointment and election of the members of said Board and to provide for their salaries and fix their terms of office.

J. E. Speight,
Secretary.

SENATE MESSAGE

On motion of Mr. Edwards the House concurred in and adopted the Senate amendment to the Bill H. 202. Said Senate amendment being as follows:

Amend Section 24 of House Bill 202 by striking out the words "April 1927" and substituting in lieu thereof the words "January 1928."

Yeas, 65; Nays, 0.

Yeas:

Messrs:

Mr. Speaker	Edwards	Johnson	Quillin
Adcock	Frey	Langdon	Rankin
Ashcraft	Golson	Lawler	Ringer
Baldwin	Goode	Lee	Rivers
Bartlett	Goodwyn	Luck	St. John
Beebe	Graves	McAdory	Sanders (Pike)
Bryant	Green	Martin	Shivers
Burns	Grove	Matthews	Simpson
Byars	Gullatt	Merrill	Smith
Cannon	Guy	Molette	Starnes
Carter	Hawkins	Monk	Vickers
Cockrell	Hollis	Mullen	Waddell
Cook	Howard	Nipper	Wallace
Darden	Howell	Pegues	Ware
Deloney	Hughes	Pitts	Webb
Denson	Jeter	Poole	Winn
Desear			

—65

On motion of Mr. Edwards the House concurred in and adopted the Senate amendment to the Bill H. 201. Said Senate amendment being as follows:

Amend Sections 1, 5 and 13 of House Bill No. 201 by striking out wherever they occur in said sections, the words "April 1927" and substituting in lieu thereof the words "January 1928."

Yeas, 65; Nays, 0.

Yeas:

Messrs:

Mr. Speaker	Edwards	Johnson	Pitts
Adcock	Frey	Langdon	Poole
Anderson	Golson	Lawler	Powell
Baldwin	Goode	Lee	Quillin
Bartlett	Goodwyn	Luck	Rankin
Beebe	Graves	McAdory	Reeder
Bryant	Green	Martin	Ringer
Burns	Grove	Merrill	Rivers
Byars	Gullatt	Molette	St. John
Cannon	Guy	Monk	Shivers
Carter	Hollis	Morrow	Simpson
Cockrell	Howard	Mullen	Smith
Cook	Howell	Nipper	Starnes
Darden	Hubbard	Norman	Vickers
Deloney	Hughes	Patterson	Waddell
Denson	Jeter	Pegues	Wallace
Desear			

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ADJOURNMENT

On motion of Mr. Goode the House, in accordance with a Joint Resolution heretofore adopted adjourned until Friday June 17th, 1927 at 11 o'clock A. M.

 TWENTY-THIRD DAY

Montgomery, Alabama.
House of Representatives,
Friday, June 17, 1927.

The House met pursuant to adjournment.

PRAYER

The session was opened with prayer by Rev. Mr. Mullen of the House.

ROLL CALL

On a call of the roll of the House the following members answered to their names:

Messrs.:

Mr. Speaker	Beebe	Cannon	Deloney
Adcock	Brunson	Carter	Denson
Anderson	Bryant	Christian	Desear
Ashcraft	Burleson	Cockrell	Edmundson
Baldwin	Burns	Cook	Edwards
Bartlett	Byars	Darden	Fite

Frey	Jordan (Etowah)	Norman	Shepherd
Golson	Jordan (Washington)	Owens	Shivers
Goode	Kirkpatrick	Parish	Simpson
Goodwyn	Langdon	Patterson	Smith
Graves	Lawler	Pegues	Starnes
Green	Lee	Pitts	Stephens
Grove	Lovelace	Poole	Stewart (Bibb)
Gullatt	Luck	Powell	Stewart (Calhoun)
Guy	McAdory	Quillin	Thompson
Hampton	Martin	Rankin	Tompkins
Harwood	Matthews	Reeder	Tunstall
Hawkins	Merrill	Ringer	Waddell
Hightower	Miller (Marengo)	Rivers	Wallace
Hollis	Miller (Sumter)	Rogers (Elmore)	Ward (Geneva)
Howard	Molette	Rogers (Mobile)	Ward (Tuscaloosa)
Hubbard	Monk	St. John	Ware
Hughes	Morrow	Sanders (Conecuh)	Webb
Jeter	Moxley	Sanders (Pike)	Weldon
Johnson	Mullen	Sanderson	Winn
Jones (Bullock)	Nipper		

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A quorum was present.

JOURNAL

The Chairman of the Standing Committee on Revision of the Journal made the following report:

REPORT OF STANDING COMMITTEE ON REVISION OF THE JOURNAL

Mr. Speaker:

Your standing committee on Revision of the Journal begs leave to report that said committee has carefully examined the Journal of the House for the 22nd legislative day, and finds same correct.

R. G. Langdon,
Chairman.

The report of the committee was concurred in and adopted and the Journal for the 22nd legislative day was approved.

LEAVE OF ABSENCE

Was granted to Messrs. Vickers, Jones of Cleburne, Howell and Allen for today.

RESOLUTIONS

The following resolutions were introduced:

By Mr. Reeder:

H. J. R. 70. Whereas, The Members of the Legislature of Alabama were royally entertained by the City of Mobile on their recent visit to that City, and,

Whereas, Her citizens did all in their power to add to our pleasure and entertainment.

Therefore, Be it Resolved by the House, the Senate Concurring that we, the Members of the Legislature desire to express our heartfelt thanks and deep appreciation.

First, to Senator Craft and Representatives Grove, Vickers and Rogers, and

Second, To the Chamber of Commerce and the Civic Clubs of Mobile, and

Third, to the Citizens of Mobile for their untiring efforts to make our visit enjoyable as well as profitable.

And the rules were suspended and the resolution was adopted.

By Mr. Hughes:

H. R. 71. Whereas, birds and flowers constitute Nature's wonderful handiwork and her contribution to the economic good and aesthetic joy of all mankind, and

Whereas, the Department of Game and Fisheries of the State of Alabama, during the past scholastic year, called upon the boys and girls of the public schools of the State to express their choice among all native species of birds and flowers, and

Whereas, the choice of a majority of said boys and girls resulted in the election of the Cardinal, commonly called the red bird, and the flower of the dogwood plant, to be the State bird and the State flower, and

Whereas, this bird and this flower, happily representing the two colors in our State Flag, having been selected as the choice of a majority of the boys and girls of the public schools of the State participating in said selection.

Now, therefore, be it resolved by the house of representatives, the Senate concurring, that the Cardinal, commonly called the Red Bird, and the flower of the Dogwood, both representing the two colors in our State flag, are hereby adopted and recognized as the Alabama State Bird and the Alabama State Flower.

And the resolution was referred to the Standing Committee on Game, Fish and Fisheries.

By Mr. Grove:

H. R. 72. Resolved by the House that House Bills numbers 163, 164, 165, 167 and 168 be made special continuous order of business, immediately after the reports of Committees on the 24th legislative day.

And the H. R. 72 was referred to the Standing Committee on Rules.

REPORT OF SPECIAL COMMITTEE

To th Legislature of Alabama:

The Joint Recess Committee appointed by authority of Senate Joint Resolution Number 26 at the regular session of the legislature of 1927 providing for a Committee to investigate and make a report upon the State Training School for Girls and other institutions of like kind and character. begs leave to submit herewith its report.

Soon after the appointment of this Joint Recess Committee members assembled and effected the organization of the Committee by the election of the following officers: Senator C. A. Walton of Sumter County, Chairman; Representative J. O. Webb of Chambers County, Vice Chairman; the other members are Senator C. E. Edgar of Choctaw County, Representative G. H. Jones Bullock County, and Representative W. F. Monk of Dale County. Miss Louise Tate of Cuba, Alabama, was selected as clerk for the Committee.

After full discussion of the activities proposed for the Committee in the Joint Resolution, the members agreed to visit the schools that were to be investigated, and to hold open and private conferences for the purpose of hearing interested persons and committees.

The Institutions visited were: The Alabama Vocational School for Girls, at Woodlawn; The Alabama Boys Industrial School at East Lake; State Training School For Girls at Birmingham; The Alabama Reform School for Negro Juvenile Law Breakers at Mt. Meigs, Alabama.

ALABAMA SCHOOL FOR NEGRO JUVENILE LAW BREAKERS

This School is located at Mt. Meigs, Montgomery County, and is governed and controlled by a board of trustees composed of the Governor, State Superintendent of Education and seven others.

The institution owns six hundred acres of farm land which is divided into general farming and truck farming. All the farm work is done by the boys of the institution.

We found the barns overflowing with corn and other farm products, an abundance of syrup, canned fruit, vegetables. and meat. In addition to this we saw a large number of porkers, an excellent herd of dairy cattle, and evidences on every hand that the management had planned well for the future.

The Committee wishes to commend most heartily the Superintendent and board of trustees upon the excellent manner in which the school is being conducted.

It is understood that through good management the school has been enabled to build up a nice surplus. We recommend that with the net earnings sufficient land be purchased so that the Superintendent may use the man power on the premises of the institution and not have to rent any land.

The per. capita appropriation for the support and maintenance of this school is ten dollars for each person confined. The school receives an additional appropriation out of the State Treasury amounting to \$3,720.00. We recommend that the per. capita appropriation and also the over head appropriation remain as it now is.

ALABAMA VOCATIONAL SCHOOL FOR GIRLS

This school is located at Woodlawn, Alabama. It was founded about thirty years ago for the purpose of giving vocational training to worthy dependent girls of good character.

Although this school has had a history of useful service for all these years the Committee thinks that it has not grown as it should have. Although this is a state institution, the records show that during the past year only 12 girls were enrolled outside of Jefferson County.

It is the opinion of the Committee that the state should take over this institution and endeavor to help the great number of dependent girls throughout the whole state. And the committee would recommend furthermore, that the management should lend a helping hand toward this desired end.

The Committee recommends an appropriation of \$25 per capita.

ALABAMA BOYS INDUSTRIAL SCHOOL

This school is located at East Lake, Jefferson County. The plant consists of about 136 acres of land and several buildings. The hospital and vocational buildings are old wooden structures that were not suitably constructed for the purpose for which they are being used. Furthermore they are so near other buildings that there is great danger of a disastrous fire.

When the name of the Boys' Industrial School is mentioned one immediately thinks of the splendid band that is maintained there. This band has a wonderful influence on the boy's life but is a comparative small part of the work that is being done by this great institution.

This school through the efforts of its efficient Superintendent, Mr. Weakley, is today recognized as one of the best schools of its kind in America. These boys are being taught to be useful citizens of tomorrow. The school is turning out trained printers, carpenters, woodworkers, launderers, dairymen, machinists, etc. They are also given academic training. Many students from this school attend the colleges of Alabama.

The Committee makes the following recommendations:

1. That the age limit be fixed at 10 to 16 years inclusive, provided that a slight variation of age be allowed at the discretion of the Superintendent and Board.
2. That the Board be permitted to sell part of the school's acreage and use the proceeds to purchase land more suitable for farming purposes.
3. That the present per capita appropriation remain the same.
4. That an appropriation of \$125,000 for buildings and equipment be made.

STATE TRAINING SCHOOL FOR GIRLS

This school is located on a tract of land of about 62 acres, five miles from the center of Birmingham. The physical plant consists of a school building, 4 cottages, a hospital, a dining room, and a heating plant. These buildings although comparatively new are greatly in need of repairs.

This property is in a low section and it is therefore necessary that a system of drainage be installed.

A part of this property is properly fenced, and the Committee feels that as a matter of protection the entire ground should be inclosed by a suitable fence.

The Committee visited the school several times and each time found an atmosphere of happiness and contentment among the girls which seemed to pervade the whole school. We found that the management was not only caring for the girls' physical welfare but also for their spiritual advancement.

According to the records, for a number of years the training school has been deeply in debt. The Committee, therefore, was very much pleased to

find that through the efficient management of the Superintendent, Mrs. Champion, the school has not only been brought out of debt but has actually made money. According to the statement of the Treasurer, Mr. O'Ferrell, the finances of the school are today in a better shape than at any other time in its history.

The Committee feels that further provision should be made for girls to work. Commercial courses, cooking, sewing, and other vocational subjects should be taught so that the girls would not only have something to occupy their minds, but would be preparing themselves also to work and make an honest living after leaving school. The present buildings are entirely too inadequate to give the girls these needed opportunities. It is therefore necessary and urgent that a commodious school building be erected.

As rapidly as possible the necessary equipment and teaching force should be provided to give the girls a High School training so that it will be unnecessary for them to go elsewhere for their High School work. Especially do we urge that no girl be sent to a Catholic Convent.

It is most encouraging to the Committee to find an intense interest in the school manifested by the churches, civic clubs, and many other organizations in the city of Birmingham.

Upon investigation the Committee found that girls as young as 6 years of age were being accepted in this institution. We feel that these young girls should not be brought in contact with delinquent girls of maturer age. We therefore recommend that the age limit be fixed from 12 to 18 inclusive. It was also noted by the Committee that several feeble minded girls had been enrolled in the school. These girls should not be accepted but should be sent to the Home For Feeble Minded. We therefore recommend that no imbecile, moron, idiot, or feeble minded girl be committed to the school in the future.

The Committee thinks that a parole officer should be elected by the board of trustees. Said officer should work at the school under the direction of the Superintendent. We recommend that a standard for parole be fixed. That when a girl reaches this standard the Superintendent should make recommendations to the Governor who will pass on her parole.

It has been brought to the attention of the Legislative Recess Committee that the present board of managers of the Training School for Girls has been unable to agree upon a number of matters of major importance relative to the management of the institution. This Committee has not deemed it incumbent upon it to settle these differences of opinion. However, in view of this situation and of the further fact that this is a state institution in which the whole state should be interested, we make the following recommendations: That the present board of control of the State Training School For Girls be abolished and in lieu thereof, that a board of trustees be appointed by the Governor, subject to the confirmation of the Senate; said board of trustees to be appointed to consist of one member from each congressional district except the district in which the school is located, which shall have two members; that the Governor and State Superintendent of Education shall be ex-officio members of said board; also, that at least six members of said board shall be women.

In order to meet the needs hereinbefore mentioned and to provide for the employment and training of the girls, we recommend the following improvements:

1. A commodious school building with necessary equipment.
2. Extension of water lines, ditching, drainage, and fencing.
3. A small dairy.
4. A few poultry runs.
5. Repair of all school property.

We recommend the immediate sale of the schools' property located at Matseyama and at East Lake. And that the proceeds from this sale be used in paying for the above recommended improvements.

We recommend further an appropriation of \$60,000.00 for the next quadrennium to be used in the erection of the buildings and the purchase of equipment.

We recommend that the present per capita appropriation of \$25 be maintained.

Respectfully Submitted,
C. A. Walton, Chairman,
J. O. Webb,
C. E. Edgar,
W. F. Monk,
G. H. Jones.

RECOMMITTAL OF BILL

On motion of Mr. Hawkins the bill:

H. 328. To prescribe what excise tax may be levied by incorporated cities and towns in the State of Alabama on persons, corporations, co-partnerships, companies, agencies or associations engaged in the business of selling or distributing gasoline or other liquid motor fuels within the police jurisdiction of such incorporated cities and towns, and the purpose for which it may be levied and used, and prohibiting the levy or collection of any such tax by any county in this State.

Was re-committed to the Standing Committee on Public Roads and Highways.

On motion of Mr. Tunstall the House resolved itself into a Committee of the Whole House for the purpose of considering House Bill 359. In reference to and to further provide for the general revenue of the State of Alabama.

COMMITTEE OF THE WHOLE HOUSE

The Speaker named as Chairman of the Committee of the Whole House Mr. Waddell.

On motion of Mr. Tunstall the Committee of the Whole House arose. The Speaker of the House again called the House to order.

Mr. Waddell, Chairman of the Committee of the Whole House, returned to the House the Bill H. 359. In reference to and to further provide for the general revenue of the State of Alabama, with an amendment.

On motion of Mr. Tunstall the amendment of the Committee of the Whole House was adopted. Said Committee of the Whole amendment being as follows:

Amend House Bill No. 359 on page 1, line 18 by adding thereto the following: "Provided the provisions of this Act shall not apply to chewing tobacco, crimp cut smoking tobacco or snuff."

Substitute the following for Section 12 of H. B. 359: Section 12. Oculists. Each oculist, optometrist or optician practicing his or her profession in cities or towns of over five thousand inhabitants shall pay an annual license of twenty-five dollars (\$25); cities or towns of less than five thousand and more than one thousand inhabitants, ten dollars (\$10.00); in all other incorporated towns, five dollars (\$5.00), but no license shall be paid to the county. If each business is conducted as a firm or as a corporation, in which more than one person is engaged, each oculist, optometrist or optician engaged shall pay the license as above stated; provided that the license imposed by this section shall not apply until such oculist, optometrist or optician shall have practiced his or her profession as long as two years.

Amendment to Section 3 of the Bill H. 359. Amend the printed bill, Section 3, page 6, by inserting between the "comma" at the end of line 20 and the word "nor" at the beginning of line 21, the following: "mutual insurance companies or associations other than life, which are not conducted for profit."

To amend Section 17 on page 16, H. B. 359, by adding at the end of line 8 the following words "Provided that the motor truck license tax heretofore imposed on motor trucks is hereby repealed."

Amend H. B. 359 Section 22 by striking out the words "one hundred and fifty miles" where said words appear in lines 12 and 13 on page 20 thereof and inserting in lieu of said words the following: "two hundred and fifty miles."

Amend Section 24 A of H. B. 359, by striking therefrom all that part of Section 24 A beginning with the words "the maximum amount" in line 8, page 23 of the printed bill and ending with the words "operating therein" in line 13, page 25 of the printed bill and inserting in lieu thereof the following words: The maximum amount of privilege or license taxes which the several municipalities within the State may annually assess and collect of persons, firms or corporations operating electric public utilities for business transacted in such municipalities respectively, whether such companies are incorporated under the laws of this State or of any other State, or whether incorporated at all or not, shall be two per cent of the gross receipts of said utilities for the preceding year.

Amend Section 25 of House Bill 359 by striking out all of said section beginning with the word "Every" in the 17 line thereof and ending with the word "the" where it last appears in line 26 of said section and inserting in lieu thereof the following: Section 25. Every share of any domestic corporation (except banks or banking associations, and building and loan associations and mortgage companies or corporations making loans on

real estate or purchasing mortgages or mortgage notes on real estate and industrial loan companies or corporations), shall be assessed and the taxes thereon collected in the county wherein such corporation has its home or chief office in the State, and shall be assessed at sixty per cent of its fair and reasonable market value to the person in whose name such shares stand on the books of the corporation and not to the corporation. The president or managing officer of every such corporation shall make out and return under oath to the tax assessor and to the State Tax Commission a list showing the total number of shares of capital stock of such corporation and the par value thereof and the full name and residence of each stockholder as far as known, the actual value thereof, the date of the last sale of shares of stock of such corporation, with the name of the seller and the purchaser and the price paid for the same, and the"

Amend Section 25 of House bill 359 by striking out on page 27 line 20, beginning with the word "property" and ending with the word "Act" in line 25 and inserting in lieu thereof the following: "property, Provided, however, that the provisions of this Act, shall not apply to the shares of stock of domestic or foreign mortgage companies or corporations whose chief business is making loans on real estate, or purchasing mortgages and mortgage notes on real estate; nor shall this act apply to the shares of domestic or foreign industrial loan companies or corporations, it being hereby expressly enacted that all shares of stock of such domestic and foreign mortgage companies or corporations and domestic and foreign industrial loan companies or corporations shall be exempted from assessment and the payment of ad valorem taxes."

Amend section 27 on page 28, H. B. 359, by striking out the words "four cents (4c)" and inserting in lieu thereof the words "two cents (2c)"

Amend section 42, line 14, H. B. 359, by striking out the word "stock" and substitute the words "employed in the State."

Yeas, 76; Nays, 3.

Yeas:

Messrs:

Mr. Speaker	Christian	Goodwyn	Jeter
Adcock	Cockrell	Green	Jones (Bullock)
Anderson	Cook	Grove	Jordan (Etowah)
Ashcraft	Darden	Gullatt	Kirkpatrick
Bartlett	Deloney	Guy	Langdon
Beebe	Denson	Harwood	Lovelace
Brunson	Edmundson	Hawkins	Luck
Bryant	Edwards	Hightower	McAdory
Burns	Fite	Howard	Matthews
Ryars	Frey	Hubbard	Merrill
Carter	Goode	Hughes	Miller (Marengo)

Miller (Sumter)	Pitts	Sanders (Pike)	Tunstall
Monk	Quillin	Shepherd	Waddell
Mullen	Rankin	Simpson	Wallace
Nipper	Ringer	Smith	Ward (Geneva)
Norman	Rivers	Stephens	Ward (Tuscaloosa)
Owens	Rogers (Elmore)	Stewart (Calhoun)	Ware
Patterson	Rogers (Mobile)	Thompson	Webb
Pegues	St. John	Tompkins	Winn

—76

Nays:
Messrs:
Cannon Hampton Moxley —3

Mr. Tompkins offered the following amendment to the Bill, H. 359 Amendment to House Bill No. 359. Amend House Bill No. 359 by striking therefrom Section 2.

On motion of Mr. Tunstall the amendment offered by Mr. Tompkins was laid upon the table; Yeas, 50; Nays, 46.

Yeas:
Messrs.:

Mr. Speaker	Goode	Merrill	St. John
Ashcraft	Green	Miller (Marengo)	Simpson
Bartlett	Guy	Monk	Smith
Beebe	Harwood	Mullen	Stephens
Christian	Fawkins	Nipper	Stewart (Bibb)
Cook	Hubbard	Norman	Stewart (Calhoun)
Darden	Hughes	Patterson	Thompson
Deloney	Jeter	Pegues	Tunstall
Denson	Jones (Bullock)	Pitts	Waddell
Edmundson	Jordan (Etowah)	Rankin	Ward (Tuscaloosa)
Edwards	Langdon	Ringer	Webb
Fite	Luck	Rivers	Winn
Frey	McAdory		

—50

Nays:
Messrs.:

Adcock	Goodwyn	Martin	Rogers (Elmore)
Anderson	Grove	Matthews	Rogers (Mobile)
Baldwin	Gullatt	Miller (Sumter)	Sanders (Pike)
Brunson	Hampton	Molette	Sanderson
Bryant	Hightower	Morrow	Shivers
Burleson	Hollis	Moxley	Starnes
Burns	Howard	Owens	Tompkins
Byars	Johnson	Parish	Wallace
Cannon	Jordan (Washington)	Poole	Ward (Geneva)
Carter	Kirkpatrick	Powell	Ware
Desear	Lawler	Quillin	Weldon
Golson	Lovelace		

—46

Mr. Tompkins offered the following amendment to the Bill H. 359.

Amendment to House Bill 359:

Amend House Bill No. 359 by adding thereto immediately after section 21 the following:

"Section 21½. Railroad Carriers of Freight and Passengers. Each person, firm or corporation operating a railroad for transportation or carriage of freight and passengers for hire, one or both, shall pay to the State a license tax equal to two per cent of each dollar of gross receipts of such railroad for the preceding year on business done in this State and this tax shall not be levied and collected on interstate business. Such license tax shall be paid to the State Treasurer, and the application for such license shall be accompanied by a statement made by the president, manager or superintendent of the railroad or by the owner thereof, giving the name of the person, firm or corporation owning and operating such railroad and the principal place of business thereof, together with a statement under oath of the amount of gross receipts of such railroad for the preceding year on business done in this State. The books of every person, firm or corporation operating such railroad shall be at all times open for the inspection of the State Tax Commission. Any person failing to make such sworn statement or wilfully making a false statement of the gross receipts of such railroad shall be guilty of a misdemeanor and upon conviction thereof shall be fined not less than one thousand dollars and shall also forfeit to the State three times the amount of the license for such railroad.

And on motion of Mr. Tunstall the amendment offered by Mr. Tompkins was laid upon the table. Yeas, 49; Nays, 47.

Yeas:

Messrs:			
Mr. Speaker	Green	Miller (Marengo)	St. John
Ashcraft	Guy	Monk	Shepherd
Baldwin	Hawkins	Morrow	Simpson
Beebe	Hubbard	Mullen	Smith
Christian	Jeter	Patterson	Stephens
Cook	Jordan (Etowah)	Pitts	Stewart (Bibb)
Darden	Kirkpatrick	Poole	Stewart (Calhoun)
Deloney	Lovelace	Rankin	Thompson
Denson	Luck	Ringer	Tunstall
Edwards	McAdory	Rivers	Waddell
Edmundson	Matthews	Rogers (Elmore)	Ward (Tuscaloosa)
Frey	Merrill	Rogers (Mobile)	Winn
Goodwyn			

—49

Nays:

Messrs.:			
Adcock	Cannon	Gullatt	Jordan (Washington)
Anderson	Carter	Harwood	Langdon
Bartlett	Cockrell	Hightower	Lawler
Brunson	Desear	Hollis	Martin
Bryant	Fite	Howard	Miller (Sumter)
Burleson	Golson	Hughes	Molette
Burns	Goode	Johnson	Moxley
Byars	Grove	Jones (Bullock)	Nipper

Norman
Owens
Parish
Pegues

Powell
Quillin
Sanders (Pike)
Sanderson

Starnes
Thompson
Wallace
Ward (Geneva)

Ware
Webb
Weldon

—47

Mr. Tompkins offered the following amendment to the Bill H. 359.

Amendment to House Bill No. 359.

Amend House Bill No. 359 by adding thereto the following section:

"Section 23a. Mining Coal. Every person, firm, corporation, partnership, joint stock company or association engaged in the business of operating a coal mine in this State shall pay to the State treasurer for the use of the State a license or privilege tax, by the twentieth day of each month, for the privilege of operating such coal mine during the current month in which such payment is due, in amount equal to 4 cents per ton on all coal mined during the last precedig month, in which such mine was operated, according to the run of the mine, whether such mine be an open mine or an underground mine, but no such tax shall be paid to any county in the State, providing this shall not apply to wagon mines which do not load said coal in or on railroad cars, boats or barges. Railroad weights shall govern in determining the amount of coal mined, provided said coal is loaded in railroad cars.

The State Tax Commission is hereby empowered, authorized and directed to prescribe rules and regulations for the ascertainment, assessment, return of and collection of said tax.

Schedule 66 of section 361 of the Act entitled An Act to Provide for the General Revenue of the State of Alabama, approved September 15, 1919, is hereby repealed."

Amendment to House Bill No. 359:

Amend House Bill No. 359 by adding thereto the following section:

"Section 23b. Mining Iron Ore. Every person, firm, corporation, partnership, joint stock company or association engaged in the business of operating an iron ore mine in this State shall pay to the State treasurer for the use of the State a license or privilege tax, by the twentieth day of each month, for the privilege of operating such iron ore mine during the current month in which such payment is due, in amount equal to 6 cents per ton on all iron ore mined during the last preceding month, in which such mine was operated according to the run of the mine, whether such mine be an open mine or an underground mine. but no such tax shall be paid to any county in the State. Railroad weights shall govern in determining the amount of iron ore mined, provided said iron ore is loaded in railroad cars.

The State Tax Commission is hereby empowered, authorized and directed to prescribe rules and regulations for the ascertainment, assessment, return of and collection of said tax.

Schedule 67 of section 361 of an Act entitled An Act to provide for the General Revenue of the State of Alabama, approved September 15, 1919, is hereby repealed."

And on motion of Mr. Tunstall the amendment offered by Mr. Tompkins was laid upon the table. Yeas, 48; Nays, 47.

Yeas:

Messrs:

Mr. Speaker	Frey	Martin	Sanderson
Ashcraft	Goodwyn	Merrill	Shepherd
Baldwin	Green	Morrow	Simpson
Bartlett	Grove	Mullen	Smith
Beebe	Guy	Patterson	Stephens
Christian	Harwood	Poole	Stewart (Bibb)
Cook	Hawkins	Powell	Stewart (Calhoun)
Darden	Hubbard	Rankin	Thompson
Deloney	Jeter	Ringer	Tunstall
Denson	Jordan (Etowah)	Rivers	Waddell
Edmundson	Luck	Rogers (Mobile)	Ward (Tuscaloosa)
Edwards	McAdory	St. John	Winn

—48

Nays:

Messrs.:

Adcock	Golson	Langdon	Pegues
Anderson	Goode	Lawler	Quillin
Brunson	Gullatt	Lovelace	Rogers (Elmore)
Bryant	Hampton	Matthews	Sanders (Pike)
Burleson	Hightower	Miller (Marengo)	Shivers
Burns	Hollis	Molette	Tompkins
Byars	Howard	Monk	Wallace
Cannon	Hughes	Moxley	Ward (Geneva)
Carter	Johnson	Nipper	Ware
Cockrell	Jones (Bullock)	Norman	Webb
Desear	Jordan (Washington)	Owens	Weldon
Fite	Kirkpatrick	Parish	

—47

Mr. Tompkins offered the following amendment to the Bill, H. 359.

Amendment to House Bill 359.

Amend House Bill No. 359 by striking therefrom section 24 and inserting in lieu thereof the following:

"Section 24. Public Utilities. Each person, firm or corporation operating a public utility such as an electric light or power plant, street or interurban railroad operated by electricity or other motive power, water works, gas company or heating company or other public utility; except telephone and telegraph companies, railroad and sleeping car companies and express companies, which are otherwise licensed, shall pay to the State a li-

cense tax equal to two per cent of each dollar of gross receipts of such public utility for the preceding year. For the first year's business where an existing public utility is taken over such license tax payable to the State shall be equal to one (1) per cent on each dollar of the gross receipts for the preceding year of the utility taken over, less whatever sum the prior operators shall have paid as such license tax on the gross receipts for that year. Where no existing public utility is taken over, the license tax for the first year upon such utility shall be based upon the first year's business, but shall in no event be less than one hundred dollars (\$100.00) for the first year's business. Any person, firm or corporation establishing a new public utility shall pay to the State the sum of one hundred dollars (\$100.00) and shall also at the same time execute a bond payable to the State of Alabama to insure payment of whatever sum in addition to such one hundred dollars (\$100.00) may be due when, at the end of the first year, the amount of gross receipts for that year is ascertainable. Such license tax shall be paid to the Probate Judge of the county where such public utility has its principal office as designated by its charter, and the application for such license shall be accompanied by a statement made by the president or manager of the public utility or by the owner thereof, giving the name of the person, firm or corporation owning and operating such public utility and the principal place of business thereof, together with a statement under oath of the amount of gross receipts of such public utility for the preceding year. The books of every person, firm or corporation operating such public utility shall be at all times open to the inspection of the State Tax Commission. Any person failing to make such sworn statement or wilfully making a false statement of the gross receipts of such public utility shall be guilty of a misdemeanor, and upon conviction therefor, shall be fined not exceeding five hundred dollars (\$500.00) and shall also forfeit to the State three times the amount of the license for such public utility; but no license under this schedule shall be paid to the county or counties.

The maximum amount of privilege or license taxes which the several municipalities within the State may annually assess and collect of persons, firms or corporations operating public utilities for business transacted in such municipalities respectively, whether, such companies are incorporated under the laws of this State or of any other State, or whether incorporated at all or not, shall be two per cent of the gross receipts of said utilities for the preceding year."

The foregoing schedules shall not affect any existing contract between any municipality and any public utility operating therein.

The provisions of Schedule 89 of Section 361 of An Act to Provide for the General Revenue of the State of Alabama, approved September 15, 1919, are hereby expressly repealed."

And on motion of Mr. Tunstall the amendment offered by Mr. Tompkins was laid upon the table.

Yeas, 53; Nays, 35.

Yeas:

Messrs:			
Mr. Speaker	Goodwyn	Miller (Marengo)	Sanderson
Ashcraft	Green	Monk	Shepherd
Baldwin	Guy	Morrow	Simpson
Bartlett	Hawkins	Mullen	Smith
Beebe	Hubbard	Norman	Stephens
Burleson	Jeter	Patterson	Stewart (Bibb)
Christian	Johnson	Pitts	Stewart (Calhoun)
Cook	Jordan (Etowah)	Rankin	Thompson
Darden	Kirkpatrick	Ringer	Tunstall
Deloney	Luck	Rivers	Waddell
Denson	McAdory	Rogers (Elmore)	Ward (Tuscaloosa)
Edmundson	Matthews	Rogers (Mobile)	Webb
Edwards	Merrill	St. John	Winn
Frey			

—53

Nays:

Messrs.:			
Adcock	Fite	Jordan (Washington)	Pegues
Anderson	Golson	Lovelace	Quillin
Brunson	Goode	Martin	Sanders (Pike)
Bryant	Grove	Miller (Sumter)	Starnes
Burns	Gullatt	Molette	Tompkins
Byars	Hightower	Moxley	Wallace
Cannon	Hollis	Nipper	Ward (Geneva)
Carter	Howard	Owens	Ware
Cockrell	Hughes	Parish	

—35

Mr. Jones of Bullock offered the following amendment to the Bill, H. 359.

Amend H. B. 359 by striking out on page 7, line 23, the words and figures "Three (\$3.00) Dollars" and inserting in lieu thereof the words and figures "Two (\$2.00) Dollars."

And the amendment offered by Mr. Jones of Bullock to the Bill H. 359 was adopted.

Yeas, 61; Nays, 26.

Yeas:

Messrs:			
Adcock	Cannon	Golson	Harwood
Anderson	Carter	Goode	Hightower
Beebe	Cockrell	Goodwyn	Hollis
Bryant	Denson	Grove	Jeter
Burleson	Desear	Gullatt	Johnson
Burns	Frey	Hampton	Jones (Bullock)

Jordan (Washington)	Miller (Sumter)	Pitts	Stewart (Calhoun)
Kirkpatrick	Molette	Poole	Thompson
Langdon	Morrow	Rankin	Tompkins
Lawler	Moxley	Ringer	Waddell
Lovelace	Nipper	Rogers (Elmore)	Wallace
Luck	Norman	Rogers (Mobile)	Ward (Geneva)
Martin	Owens	Sanders (Pike)	Ware
Matthews	Parish	Sanderson	Webb
Merrill	Patterson	Starnes	Winn
Miller (Marengo)			

—61

*Nays:**Messrs.:*

Mr. Speaker	Darden	Hubbard	Simpson
Ashcraft	Deloney	Hughes	Smith
Baldwin	Edmundson	Jordan (Etowah)	Stephens
Bartlett	Edwards	Mullen	Stewart (Bibb)
Bryant	Fite	Pegues	Tunstall
Christian	Green	Quillin	Weldon
Cook	Guy		

—26

Mr. Rogers of Mobile offered the following amendment to the Bill H. 359.

Amend House Bill 359 by striking out the words and figures "two and one-half (\$2.50) Dollars from line 20 on page seven (7) of the printed bill, and inserting in lieu thereof the words and figures "One and one-half (\$1.50) Dollars."

And the amendment offered by Mr. Rogers of Mobile was adopted.

Yeas, 61; Nays, 26.

*Yeas:**Messrs.:*

Adcock	Gullatt	Matthews	Ringer
Anderson	Hampton	Merrill	Rogers (Elmore)
Beebe	Harwood	Miller (Marengo)	Rogers (Mobile)
Bryant	Hightower	Miller (Sumter)	Sanders (Pike)
Burleson	Hollis	Molette	Sanderson
Burns	Jeter	Morrow	Starnes
Cannon	Johnson	Moxley	Stewart (Calhoun)
Carter	Jones (Bullock)	Nipper	Thompson
Cockrell	Jordan (Washington)	Norman	Tompkins
Denson	Kirkpatrick	Owens	Waddell
Desear	Langdon	Parish	Wallace
Frey	Lawler	Patterson	Ward (Geneva)
Golson	Lovelace	Pitts	Ware
Goode	Luck	Poole	Webb
Goodwyn	Martin	Rankin	Winn
Grove			

—61

*Nays:**Messrs.:*

Mr. Speaker	Bartlett	Cook	Edmundson
Ashcraft	Bryant	Darden	Edwards
Baldwin	Christian	Deloney	Fite

Green	Jordan (Etowah)	Simpson	Stewart (Bibb)
Guy	Mullen	Smith	Tunstall
Hubbard	Pegues	Stephens	Weldon
Hughes	Quillin		

—26

Mr. Moxley offered the following amendment to the Bill H. 359 Amend H. B. 359, Section 17, by adding after the word "truck" in line 14, page 16, the following: Any owner of a motor truck who has already obtained a license or license tag as provided by law and who exchanges for another may obtain a transferred license tag or certificate in the same manner and upon the same terms and conditions upon payment of the same fee as do owners of automobiles when obtaining a transferred license or license tag.

And the amendment offered by Mr. Moxley was adopted.
Yeas, 60; Nays, 0.

Yeas:

Messrs.:

Mr. Speaker	Fite	Lovelace	Rogers (Mobile)
Adcock	Frey	Luck	Sanders (Conecuh)
Anderson	Golson	Martin	Sanders (Pike)
Baldwin	Goode	Merrill	Sanderson
Bartlett	Goodwyn	Miller (Marengo)	Smith
Brunson	Gul'att	Miller (Sumter)	Starnes
Bryant	Guy	Molette	Stewart (Calhoun)
Burns	Howard	Morrow	Tompkins
Carter	Hubbard	Parish	Tunstall
Cockrell	Hughes	Patterson	Waddell
Darden	Jeter	Pegues	Wallace
Deloney	Johnson	Poole	Ward (Geneva)
Denson	Kirkpatrick	Rankin	Ware
Desear	Langdon	Reeder	Webb
Edwards	Lee	Ringer	Winn

—60

And said bill:

H. 359. In reference to and to further provide for the general revenue of the State of Alabama.

As amended, was read a hird time at length and passed.

Yeas, 73; Nays, 17.

Yeas:

Messrs.:

Mr. Speaker	Burns	Frey	Hubbard
Adcock	Carter	Goode	Hughes
Anderson	Christian	Goodwyn	Jeter
Ashcraft	Cockrell	Green	Johnson
Baldwin	Cook	Guy	Jones (Bullock)
Bartlett	Darden	Harwood	Jordan (Etowah)
Beebe	Deloney	Hawkins	Jordan (Washington)
Brunson	Edmundson	Hightower	Kirkpatrick
Bryant	Fite	Howard	Langdon

Lovelace	Nipper	Rivers	Stewart (Calhoun)
Luck	Norman	Rogers (Elmore)	Thompson
McAdory	Patterson	Rogers (Mobile)	Tunstall
Matthews	Pegues	St. John	Waddell
Merrill	Pitts	Sanders (Pike)	Ward (Geneva)
Miller (Marengo)	Poole	Shepherd	Ward (Tuscaloosa)
Miller (Sumter)	Powell	Simpson	Webb
Monk	Quillin	Smith	Weldon
Morrow	Ringer	Stephens	Winn
Mullen			

—73

Nays:

Messrs:

Burleson

Byars

Cannon

Golson

Grove

Hollis

Martin

Moxley

Owens

Parish

Rankin

Sanderson

Shivers

Starnes

Tompkins

Wallace

Ware

—17

RECONSIDERATION

Mr. Tunstall moved to reconsider the vote by which the Bill H. 359 was passed and then moved to table the motion to reconsider and the motion to table the motion to reconsider prevailed.

MESSAGE FROM THE GOVERNOR

To the Legislature of Alabama,

Gentlemen of the House:

I return herewith to the House of Representatives, the body in which it originated, House Bill 239, without my approval. I suggest the following executive amendment, and its adoption will remove my objections to the Act.

Amend Section 4 of the Act so as to read as follows:

Section 4. That said county superintendent shall be charged with the same duties and shall exercise the same powers as are now or as may hereafter be provided by the General School Laws of the State of Alabama, in the conduct of office of county superintendent of education; and no person shall be eligible for political party nomination, or for election to the office of county superintendent of education of Dale county who does not hold an Alabama certificate in administration and supervision based as a minimum upon graduation from a standard Normal School, or equivalent education with at least one year of additional study of college grade, and proof of three years of successful teaching experience and such other additional qualifications as may be provided by the general school laws of the State. Provided, however, that if no person meeting these requirements qualifies for election as provided in this Act the county board of education shall appoint a superintendent of education as provided by the general law regulating the appointment of superintendent; and provided that no person shall be eligible to qualify or be elected to the office of county superintendent of education of Dale county who is not a qualified elector of the State of Alabama at the time of the nomination or election to such office and who does not procure from the superintendent of education of the State of Alabama the certificate that he possesses the qualifications prescribed by this Section. The certificate shall be filed with the Probate Judge of Dale county before his name shall be printed upon the official ballot.

Very respectfully,
Bibb Graves,
Governor.

GOVERNOR'S MESSAGE

On motion of Mr. Monk the House concurred in and adopted the amendment proposed by the Governor to the Bill, H. 239. Said amendment as proposed by the Governor being set out in the above and foregoing Message from the Governor.

Yeas, 65; Nays, 0.

Yeas:

Messrs.:

Mr. Speaker	Green	Martin	Rankin
Adcock	Grove	Merrill	Reeder
Beebe	Gullatt	Molette	Ringer
Bryant	Guy	Monk	Rivers
Burns	Hampton	Morrow	St. John
Byars	Harwood	Moxley	Shivers
Cannon	Hollis	Mullen	Smith
Carter	Howard	Nipper	Starnes
Cook	Hubbard	Norman	Stephens
Darden	Hughes	Owens	Thompson
Denson	Jeter	Parish	Tompkins
Desear	Johnson	Pegues	Tunstall
Fite	Lawler	Pitts	Ware
Frey	Lee	Poole	Webb
Golson	Luck	Powell	Weldon
Goode	McAdory	Quillin	Winn
Goodwyn			

—65

Which was a majority of the whole number elected to the House.

And said Bill:

H. 239. To provide for the election of a county superintendent of education for Dale County, Alabama, to fix his term of office, to prescribe his salary, and the manner of payment, to define his qualifications, powers and duties, and to provide for the election of his successor in office.

As amended by the amendment of the Governor was again read a third time at length and passed.

Yeas, 65; Nays, 0.

Yeas:

Messrs.:

Mr. Speaker	Desear	Harwood	Martin
Adcock	Edwards	Hollis	Matthews
Beebe	Fite	Hubbard	Merrill
Burleson	Frey	Hughes	Molette
Burns	Golson	Jeter	Monk
Byars	Goode	Johnson	Morrow
Cannon	Green	Kirkpatrick	Mullen
Carter	Grove	Langdon	Nipper
Cook	Gullatt	Lawler	Owens
Darden	Guy	Lee	Parish
Denson	Hampton	Luck	Pegues

Pitts	Ringer	Simpson	Tunstall
Poole	Rivers	Smith	Ware
Powell	St. John	Starnes	Webb
Quillin	Shepherd	Stephens	Weldon
Rankin	Shivers	Tompkins	Winn
Reeder			

—65

Which was a majority of the whole number elected to the House.

MESSAGE FROM THE SENATE

Mr. Speaker:

The Senate has originated and adopted the following joint Resolution:

By the Rules Committee:

S. J. R. 52. Be it resolved by the Senate and the House concurring that when the two houses adjourn today they reconvene on next Tuesday, 21st day of June.

And sends same herewith to the House.

J. E. Speight,
Secretary.

SENATE MESSAGE

On motion of Mr. Tunstall the House concurred in and adopted the Senate Joint Resolution 52, set out in the above and foregoing Message from the Senate.

MESSAGE FROM THE SENATE

Mr. Speaker:

The Senate has originated and passed the following Bills and ordered same sent forthwith to the House without engrossment: By Mr. Ellis (Shelby) (With Notice and Proof):

S. 183. To establish a board of revenue for Chilton County, Alabama, to consist of five (5) members, one of which members shall be the Chairman of said Board of Revenue; To divide Chilton County, Alabama, into five (5) Districts to be known as Board of Revenue Districts and define and establish the boundaries thereof; to provide that each of said Districts shall have a member on said Board; to abolish the Court of County Commissioners of Chilton County, Alabama; to confer upon the Board of Revenue of Chilton County, Alabama, all the powers, authority and jurisdiction now possessed or which may hereafter be possessed by Courts of County Commissioners, Boards of Revenue or other like governing bodies of the several counties of Alabama under the general laws; to provide for a clerk for said board of revenue and to prescribe and fix his duties and compensation; to

prescribe the duties, qualifications and compensation of the members of said board; to provide for the election and appointment of the members of said board of revenues and fix their terms of office; to provide the time when this bill or act shall become a law.

With notice and proof thereto attached and herewith exhibited as follows:

STATE OF ALABAMA,

Chilton County.

Notice is hereby given that at the 1927 session of the Legislature of Alabama, there will be introduced a bill seeking the enactment of a law, providing for the establishment of a Board of Revenue for Chilton county Alabama to consist of five members and one of said members shall be the Chairman of said Board to divide Chilton county Alabama into five (5) Districts to be known as Board of Revenue districts and provide that each district shall have a member on said board, to abolish the Court of County Commissioners of Chilton County, Alabama, to confer upon said Board of Revenue all the powers, authority and jurisdiction now or which may hereafter be possessed by courts of County Commissioners, Board of Revenue or other like governing bodies of the several counties of Alabama under the general laws, to provide for a Clerk for said board and prescribe and fix his duties and compensation, to prescribe the duties, qualification and compensation of the members of said board, to provide for the election and appointment of the members of said board and fix their terms of office, to provide the time when said bill will become a law if enacted.

THE STATE OF ALABAMA,

Chilton County.

Bfore me, C. O. Jones, a Notary Public in and for Chilton County, in said State personally appeared Joe M. Holladaye, who being by me first duly sworn deposes and says, on oath, as follows: That he is Editor and Publisher of the Chilton County News, a Newspaper published at Clanton, in Chilton County Alabama; that said Chilton County News, is a weekly newspaper; that the printed notice which is pasted to and attached to this affidavit has been duly published in and appeared in the regular issues of said Chilton County News, once each week, for four consecutive weeks, in the issues of the dates as follows: February 17th, 1927, February 24th, 1927, March 3rd, 1927, and March 10th, 1927.

Joe M. Holladaye,

Editor and Publisher of the Chilton County News.

Sworn to and subscribed before me this the 7th day of June 1927.

C. O. Jones,
Notary Public.

Also:

By Mr. Ellis (Shelby) (With Notice and Proof) :

S. 181. To provide for the manner of the election of the members of the Board of Education for Chilton County, and to prescribe the district from which each member thereof shall be elected and to prescribe their term of office, powers and duties and to provide that one member of such board shall be elected from each said district:

With notice and proof thereto attached and herewith exhibited as follows:

STATE OF ALABAMA,
Chilton County.

Notice is hereby given that at the 1927 Session of the Legislature of Alabama, there will be introduced a Bill seeking the Enactment of a Law, providing for the manner of the election of the Members of the Board of Education of Chilton County, and to prescribe the District from which each member thereof shall be elected, and to provide for their term of office, powers and duties and to provide that one member of such board shall be elected from each of said Districts, and to provide when said Bill shall become a law, if enacted, which said Bill will be in substance, as follows:

AN ACT

To provide for the manner of the election of the members of the Board of Education for Chilton County, and to prescribe the District from which each member thereof shall be elected and to prescribe their term of office, powers and duties and to provide that one member of such board shall be elected from each of said districts.

Be it Enacted by the Legislature of Alabama:

Section 1. That hereafter and at times and for terms hereinafter set forth, the members of the Board of Education of Chilton County shall be elected as follows. That at the General election in 1928 and each six years thereafter there shall be elected from a district which embraces and is composed of all that territory which constituted on November, 2nd, 1926, Beats or precincts five (5) and ten (10) in said Chilton County one member of such Board and also at said General election in 1928, and each six years thereafter, there shall be elected from a district which embraces and is composed of all that territory which constituted on November, 2nd, 1926, Beats or precincts numbered Six (6), Seven (7), Eight (8), and Fifteen (15), in said Chilton County, one member of said Board. That at the general election to be held in 1930 and each six years thereafter there shall be elected one member of said board, from a District which embraces and is composed of all that territory which constituted on November, 2nd, 1926 Beats or Precincts Number Three (3), Four (4), and Fourteen (14), in said County. That at the General election to be held in 1932, and each six years thereafter, there shall be elected one member of said Board, from a District which embraces and is composed of all that territory which on November 2nd, 1926 constituted Beats or Precincts Numbered Two (2), Nine (9), Eleven (11) and Sixteen (16), in said County, and also a member of said board from a district which embraces and is composed of all that territory which on November 2nd, 1926 constituted Beats or Precincts Numbered One (1), Twelve (12), and Thirteen (13), in said County.

That pending the election of said members as above set forth, the present members shall be members of said Board until their present terms of office, respectively, shall expire and a successor shall be elected as above set forth.

Section 2. That each of members to be elected, as provided by this act, shall at the time of their election, and for one year prior thereto, have been a resident within such district and each of said members shall be elected by the vote of the qualified electors residing within the respective district from which said member of said Board of Education is elected.

Section 3. That each of the members as herein set forth, shall hold office for the terms of six years, and until their successors are elected or qualified.

Section 4. That members of the County Board of Education elected under the provisions of this act, together with the present members, until such time as all of their terms of office shall have expired, shall constitute the County Board of Education of Chilton County, and shall exercise all the powers now or hereafter exercised by other Board of Education in this State.

Section 5. That all laws and parts of laws in conflict with this Act, be and the same are hereby repealed.

Section 6. This Act shall become a law upon its approval by the Governor.

THE STATE OF ALABAMA,

Chilton County.

Before me C. O. Jones, a Notary Public in and for said county, in said state, personally appeared Joe M. Holladay, who being by me first duly sworn deposes and says on oath, as follows: That he is the Editor and Publisher of the Chilton County News, a newspaper published at Clanton, in Chilton County, Alabama; that said Chilton County News, is a weekly newspaper; that the printed notice which is pasted to and attached to this affidavit has been duly published in and appeared in the regular issues of said Chilton County News, once each week for four consecutive weeks, in the issues of the dates as follows: May 12th, 1927, May 19th, 1927, May 26th 1927, and June 2nd 1927; that the proposed Act following said notice appeared in each of said issues of said paper, as the same appears on the one attached hereto.

Joe M. Holladay,

Editor and Publisher of the Chilton County News.

Sworn to and subscribed before me, this the 7th day of June, 1927.

C. O. Jones,
Notary Public.

J. E. Speight,
Secretary.

Also:

By Mr. Fite:

S. 60. To provide for the creation of a Commission on Uniform State Laws, the Appointment of Commissioners thereto, and an annual contribution to the support of the National Conference of Commissioners on Uniform State Laws.

Also:

By Mr. Fite:

S. 56. To regulate the extradition of persons charged with crime, to make uniform the laws relating thereto, to prescribe the form of demand for extradition and the showing to be made in support thereof, and to provide for investigation of the demand by the Governor, the issuance of a warrant of arrest by him, the manner and place of its execution, the authority of the arresting officer, the rights of the prisoner, a penalty for their violation, his confinement in jail when necessary, his arrest prior to requisition, or without a warrant, his commitment to await re-

quisition, his right to bail, the proceedings permissible after bail or when a prosecution has already been instituted in this State, the right of the Governor to inquire into the guilt or innocence of the accused, the recall of the Governor's warrant or the issue of other warrants, the steps to be taken by the Governor in applying for the extradition of a person from another State, and the manner of applying for the requisition, the costs and expenses of a requisition and the manner of their payment, an exemption of a person brought into this State on extradition based on a criminal charge from civil process, and relating to the right of asylum."

By Mr. Fite:

S. 47. To Govern the Issuance of Bills of Lading covering the transportation of property by common carriers, the transferability thereof, the rights and liabilities of parties thereunder to make uniform the law relating thereto and to prescribe penalties for certain offenses in connection therewith.

J. E. Speight,
Secretary.

SENATE MESSAGE

The Senate Bills, the titles to which are set out in the above and foregoing Message from the Senate were severally read one time and referred to appropriate Standing Committees as follows:

Local Legislation, S. 183; S. 181.

Judiciary, S. 60; S. 56.

Commerce and Common Carriers, S. 47.

MESSAGE FROM THE SENATE

Mr. Speaker:

The Senate has passed the following House Bill and returns same herewith to the House:

H. 285. To amend Sections 88 and 89 of Chapter 9 of the Code.

J. E. Speight,
Secretary.

INTRODUCTION OF BILLS

On a call of Counties Bills were introduced, severally read one time and referred to appropriate Standing Committee as follows:

By Mr. Cockrell:

H. 586. To amend Sections 6965, 6967, 6968, 6969, 6970, 6971, 6972, 6973, 6974, 6976, 6978, 6979, 6981, 6982, 6983, 6984, 7003, 7006, 7015, 7032, 7033, 7038, 7039, 7045, 7046, 7047, 7050, 7051, 7056, 7057, 7059, 7063, 7064, 7065, 7066, 7071, 7073, 7074, 7075, 7083, 7085, 7093, 7097, 7098, 7100, 7103, 7104, 7105, 7113,

7114, 7116, 7117, 7118, 7119, 7145, 7154, 7157, 7158, 7163, 7164, 7168, 7178, 7182, 7183, 7186, 7188, 7189, 7190, 7191, 7210, 7214, 7215, 7216, 7218, and 7219 of the Code of 1923.

Corporations.

By Mr. Cockrell:

H. 587. To authorize and empower the Secretary of State to employ such additional clerical assistants as may be necessary to enable him to perform such duties as are now, or may hereafter be by law, required of the Secretary of State as Corporation Commissioner ex-officio; to provide that one of such assistants shall be by the Secretary of State designated as Corporation Commissioner; to prescribe his duties, powers, term of office, and to fix his salary and to provide for the salary or compensation of the other assistants provided for herein and to make an appropriation therefor.

Appropriations.

By Mr. Cockrell:

H. 588. To repeal Sections 6975 (3455) and 6977 (3457) of the Code of 1923. (Relates to failure of Probate Judge to make report of incorporation of corporations to Secretary of State.)

Corporations.

By Mr. Darden (With Notice and Proof):

H. 589. To divide Coosa County, Alabama, into five County Board of Education Districts, to define the boundaries of said districts, to provide for the nomination and election of a member of the County Board of Education of Coosa County from each of said districts for said county, to provide for the nomination and election of two members of the County Board of Education of Coosa County, Alabama, from the county at large to serve until the general election in 1930; to prescribe the terms of office of each member of the county board of education of Coosa County, Alabama; to define the duties of the County Board of Education of said County of Coosa and State of Alabama, thus elected; and to provide that women may serve on the County Board of Education of Coosa County, Alabama.

Local Legislation.

Notice and Proof H. 589:

To Whom This May Concern:

Notice is hereby given that at the present session of the Alabama Legislature a Local Bill for Coosa County, Alabama, will be introduced for passage, to elect a member of the County Board of Education of Coosa county from five districts of the county and to divide the county into five County Board of Education districts and the substance of said bill will be as set out below.

Yours very truly,

John A. Darden.

Representative Coosa County, Alabama in Alabama Legislature.

A BILL

To be entitled An Act to divide Coosa county, Alabama, into five County Board of Education districts, to define the boundaries of said districts, and to provide for the nomination and election of a member of the county board of education of Coosa County from each of said County Board of Education Districts for said County to provide for the nomination and election of two members of the County Board of Education of Coosa County, Alabama, from the county at large to serve until the general election in 1930; to prescribe the terms of office of each member of the County Board of Education of Coosa County, Alabama to define the duties of the County Board of Education of said county of Coosa and State of Alabama thus elected; and to provide that women may serve on the County Board of Education of Coosa County, Alabama.

Be it Enacted by the Legislature of Alabama:

Section 1. Coosa county, Alabama is hereby divided into five county board of education districts, and from each shall be elected a member of the county board of education for said county as hereafter set out, and whose term of office shall be six years unless otherwise set out in this act.

Section 2. First county board of education district of Coosa county is hereby composed of precincts one, two, and seventeen; Second county board of education district is composed of precincts three, four, five, and sixteen; third county board of education district is composed of precincts six, seven, ten, and nineteen; the fourth county board of education districts is composed of precincts eight, nine, fifteen, and eighteen; and the fifth county board of education district is composed of precincts eleven, twelve, thirteen and fourteen. Should there be any change in the precincts in area or otherwise, then the several county board of education districts of the county shall be composed of the territory now embraced in each of said district as defined in this act.

Section 3. There shall be elected a member of the county board of education of Coosa county, Alabama, from districts numbers one, two and four or said county at the general election, 1930. There shall be nominated and elected from county education board districts three and five of said county a member of the county board of education of said county, at the general election of 1932. The terms of office of each of said members of the county board of education of Coosa county, Alabama, thus elected, shall be six years and until their successors are elected and qualified.

Section 4. At the general election of 1928 there shall be elected two members of the County Board of Education of Coosa County, from the County at large, and shall hold office only until the general election of 1930 or until their successors are elected and qualified. It being the purpose and aim of this act for the members of the present County Board of Education together with the two members provided for in this section to constitute the County Board of Education of Coosa County, Ala., until the general of 1930, when the three members elected from District one, two and four shall assume and take over the offices of the County Board of Education together with the two members whose term expires in 1932, now members of the County Board of Education, and who shall serve in Districts numbers three and five until their present term of office expires.

Section 5. The several members of the county board of education of Coosa county, provided under this act, shall be elected by the qualified electors of the county as other county officers are now elected. Nominations for the county board of education may be made in any manner now provided or that may hereafter be provided, by law for the nomination of county candidates for office by the qualified voters of any political party in said county.

Section 6. The duties and powers of the county board of education of Coosa county, under this act elected, shall be and remain as those now provided by general laws of this state, provided, however, that any local or special laws for Coosa county now adopted or that may hereafter be enacted, shall be and remain in full force and effect relative to the objects herein enumerated.

Section 7. Should there occur any vacancy on the county board of education from any district, then the county board of education of Coosa county, shall have the power to elect a member of the county board of education, and power for that purpose is hereby conferred on the county board of education, to fill such vacancy, until the next general election when a member shall be elected to fill out the unexpired term of the party he was appointed to serve.

Section 8. Each member of the county board of education must be a bona fide citizen and qualified elector of the district he is elected to serve and during his term of office must so remain and any removal from the district shall cause the office to become vacant.

Section 9. Women are hereby made eligible to be elected and to serve on the county board of education of Coosa County, Alabama.

Section 10. Should any clause, section or part of section of this act be declared by any competent court unconstitutional then the remaining parts of this act shall be and remain in full force and effect.

Section 11. All laws, special, local or general in conflict with the provisions of this act, are hereby repealed.

STATE OF ALABAMA,

Coosa County.

Personally appeared before me, the undersigned authority in and for said County and State, Wallace P. Pruitt, who, first being duly sworn doth depose and say on oath:

That he is the owner, publisher and editor of The Rockford Chronicle, a weekly newspaper published and printed in Coosa County, Alabama; that the attached notice of a Local Bill was published in four consecutive issues of said newspaper being the issues bearing dates of May 19th, 26th, June 2nd and 9th, 1927.

Wallace P. Pruitt.

Subscribed and sworn to before me this the 10th day of June, 1927.

Geo. B. McDonald,

Judge of Probate, Coosa County, Alabama.

By Mr. Moxley:

H. 590. To amend Section 8567 of the Code of Alabama.

Banks and Banking.

By Mr. Moxley (By request):

H. 591. To provide for and regulate further the care, support and maintenance of the poor and paupers of the several counties of the State of Alabama.

Public Health.

By Mr. Lovelace:

H. 592. To amend Section 3802 of the Code of Alabama of 1923.

Revision of Laws.

By Mr. Parrish (Notice and Proof) :

H. 593. To provide for the Election of a County Superintendent of Education for Henry County, Alabama, to fix his term of office, to prescribe his salary, and manner of payment to define his qualifications, powers and duties, and to provide for the election of his successor in office.

Local Legislation.

Notice and Proof H. 593 :

NOTICE

Notice is hereby given of the intention to apply to the Legislature of Alabama at the session re-convened on June 7, 1927, to pass a bill which shall be substantially as follows:

A BILL

To be Entitled An Act To provide for the election of a county superintendent of education for Henry County, Alabama, to fix his term of office; to prescribe his salary, and the manner of payment; to define his qualifications, powers and duties; to provide for a special election to be held to elect such county superintendent of education for Henry County, Alabama, to fix his term of office; to prescribe his salary, and the manner of payment; to define his qualifications, powers and duties; to provide for a special election to be held to elect such county superintendent of education under this Act, and to provide for the election of his successor in office.

J. A. Parrish,
Member of the Legislature.

STATE OF ALABAMA,
Henry County.

Personally appeared before me J. P. Mitchell, who being sworn, says that he is the editor of the Wiregrass Farmer, a weekly newspaper published at Headland in said State and County; that the attached notice was published for four weeks in said paper.

J. P. Mitchell,

Witness my hand this the 13th day of June, 1927.

Dan Campbell,
Notary Public.

By Mr. Parish: (Notice and Proof) :

H. 594. To make it lawful for any person or persons to use fish traps with fingers or slats not less than one and one-half inches apart for the purpose of taking or catching fish in the Choctawhatchee River, in the Big Abby Creek, in the Blackwoods Creek, Omercer Creek, or any part of said streams that lie within Henry County, Alabama, and to further regulate the operation of such traps.

Local Legislation.

Notice and Proof H. B. No. 594.

NOTICE

Notice is hereby given of the intention to apply to the Legislature of Alabama, at the session which reconvened on June 7, 1927, to pass a bill which shall be substantially as follows:

A BILL

To be entitled An Act to make it lawful for any person or persons to use fish traps with fingers or slats not less than one and one-half inches apart for the purpose of taking or catching fish in the Choctawhatchee River, in the Big Abby Creek, in the Blackwoods Creek, in the Omercer Creek, or in any part of said streams that lie within Henry County, Alabama, and to further regulate the operation of such traps.

J. A. Parrish,
Member of the Legislature

STATE OF ALABAMA,
Henry County.

Personally appeared before me J. P. Mitchell, who being sworn, says that he is the editor of the Wiregrass Farmer, a weekly paper published at Headland, in said State and County; that the attached notice was published for four weeks in said paper.

J. P. Mitchell.

Witness my hand this the 13th day of June, 1927.

Dan Campbell,
Notary Public.

By Mr. Simpson:

H. 595. To amend Section 6693 of the Code of Alabama of 1923.

Judiciary.

By Mr. Jeter:

H. 596. To allow the Constable in Precinct number 45 in the County of Jefferson, to appoint deputies.

Local Legislation.

Notice and Proof H. 596.

NOTICE

Notice is hereby given that a bill will be introduced at the 1927 session of the Legislature of Alabama as follows, to-wit:

A BILL

To be entitled An Act to allow the constable in precinct number 45 in the county of Jefferson to appoint Deputies.

Be it enacted by the General Assembly of Alabama that the Constable of Precinct 45, in the County of Jefferson, Alabama, be and he is hereby authorized and empowered to appoint deputies with like powers and duties as himself. That said constable shall be responsible for the official acts of the deputy or deputies appointed by him the same as the sheriffs of the several counties of this State are responsible for the official acts of deputies appointed by them.

That the constable of the said Precinct 45, shall have authority to take the bond of any deputy appointed by him according to the provisions of this act, payable by himself, conditioned that the said deputy shall faithfully perform the duties as deputy constable.

That this act shall take effect immediately upon its passage and approval by the Governor.

STATE OF ALABAMA,
County of Jefferson.

Before me, the undersigned authority, in and for the county and State, aforesaid personally appeared George M. Howle, editor of The Weekly Call a weekly newspaper published in said state and county, who, being by me first duly sworn deposes and says that the notice a true copy of which is hereto attached was published in The Weekly Call, once a week for Four consecutive weeks, commencing on January 15, 1927.

Geo. M. Howle,
Editor of The Weekly Call.

Sworn to before me, and signed in my presence, this 5th day of February, 1927.

Bessie Stephens,
Notary Public.

By Mr. McAdory:

H. 597. To amend Section 954 of the 1923 Code of Alabama.
(Relating to duties of fire marshall and deputies.)

Insurance and Insurance Companies.

By Mr. Rogers of Mobile:

H. 598. To provide for surety bonds of clerks in the State Auditor's office, and to provide for the payment of the premium thereon.

Appropriations.

By Mr. Rogers of Mobile:

H. 599. To permit state officers to reduce the number of copies of their official reports, when printed.

Judiciary.

By Mr. Goodwyn:

H. 600. To amend Section 22 of an Act "to provide and create a Commission form of Municipal Government and to establish same in all cities of Alabama which now have or which may hereafter have a population of as much as twenty-five thousand and less than fifty thousand people, according to the last Federal census, or any such census which may hereafter be taken; to regulate the selection and election of Commissioners and their terms of office to fix their powers, duties and compensation, to punish improper conduct in connection with elections and petitions hereunder; to abolish police commissioners, aldermen and certain other city officials, and otherwise provide for the creation and maintenance of said Commission form of government." Approved Sept. 18, 1923.

Municipal Organization.

By Mr. Goodwyn:

H. B. 601. To amend Section 2031 of the Code of Alabama.
Revision of Laws.

By Mr. Goodwyn:

H. 602. To amend Section 2029 of the Code of Alabama.
Municipal Organization.

By Mr. Goodwyn:

H. 603. To repeal Sections 2283, 2284, 2285, 2286, 2287, 2288 and 2289 of the Code of Alabama of 1923.

Municipal Organization.

By Mr. Goodwyn:

H. 604. To fix the compensation or salaries and allowances to be paid to sheriffs in all counties in this state, which now have or which may hereafter have a population of 75,000 people and less than 95,000 people according to the last Federal census or any such census which may hereafter be taken where such sheriffs are constitutionally paid upon a salary basis and to regulate the payment of same, and to regulate the office of said sheriff, and to impose additional duties upon said sheriffs, and to provide for deputies and other assistance to said sheriffs and the selection and appointment thereof, and the manner of fixing their compensation and provide for paying the same, and to provide for the payment of premium on such sheriffs and deputies bonds, and to authorize, empower and require the Courts of County Commissioners, Boards of Revenue or other Courts of like jurisdiction to provide and furnish the said sheriffs with necessary quarters, books, stationery and other necessities and conveniences to the sheriffs of such counties and to provide for the payment of same.

Local Legislation.

By Mr. Byars (With Notice and Proof):

H. 605. To further provide for the construction and maintenance of public roads and bridges in Lawrence County, Alabama, by providing a road tax in lieu of work, prescribing the time when such tax shall become due, providing for its collection, and expenditure, prohibiting its expenditure prior to the year for which it was collected, by providing for abolishing the office of road apportioners, by further prescribing the duties of the board of revenue, by providing for the making of road districts, their description and a permanent record thereof, by providing for the appointment of overseers, prescribing their duties, fixing their remuneration and bond, and by providing penalties for violation of this or other road laws in force and to repeal all general and local laws in conflict therewith in so far as they relate to said Lawrence County.

Local Legislation.

With Notice and Proof 605, H. B.

NOTICE OF LOCAL LEGISLATION AFFECTING THE CITIZENS OF LAWRENCE COUNTY

Notice is hereby given that I will introduce a bill at the next regular session of the legislature of Alabama.

The substance of such bill is to provide for a road tax in lieu of work, to prescribe the time when such tax shall become due and provide for its

collection, to prohibit the expenditure of any money prior to the year for which it was collected to abolish the office of road apportioner, to further prescribe the duties of the board of revenue, to provide for the making of road districts, their description and a permanent record thereof, to provide for the appointment of overseers, prescribe their duties, fix their remuneration, and bond and provide penalties for violation of this or other road laws in force, to provide for the expenditure of such monies and repeal all general and local laws in conflict therewith in so far as they relate to said county.

J. D. L. Byars.

THE STATE OF ALABAMA,

Lawrence County.

Before me, W. R. Jackson, judge of probate in and for said State and county this day personally appeared J. D. L. Byars, who being first duly sworn, according to law, deposes and says: That he is Editor of The Advertiser a newspaper published in Lawrence county, Alabama, and as such editor he published Notice of Local Road Bill to be introduced in the Legislature of Alabama at the present session from the following dates, to-wit: January 6th, 1927, to January 27th, inclusive, making four consecutive weeks.

J. D. L. Byars,

Editor and Publisher of the Advertiser.

Sworn to and subscribed before me this the 14th day of June, 1927.

W. R. Jackson,
Judge of Probate.

By Mr. Patterson (With Notice and Proof) :

H. 606. To amend an act entitled an act to amend an act, to establish a County Court for Morgan County; to provide for its officers, their powers, duties and compensation; to provide that said court shall be open at all times for the trial of cases and transaction of business; prescribing rules and procedure of said court; and to provide for the transfer of certain causes now or hereafter pending in the Circuit Court of Morgan County.

Approved September 19, 1923.

Local Legislation.

With Notice and Proof H. 606.

NOTICE

Notice is hereby given that application will be made to the legislature of Alabama for the passage of an act, entitled an act, to amend an act entitled an act, to amend an act, to establish a County Court of Morgan County; to define its jurisdiction and powers; to provide for its officers, their powers, duties and compensation; to provide that said Court shall be open at all times for the trial of cases and the transaction of business; prescribing the rules and procedure of said Court; and to provide for the transfer of certain causes, now or hereafter pending in the Circuit Court of Morgan County, Alabama, to the Morgan County Court.

Approved September 19, 1923.

To amend Section five of said act so as to make the salary of the Judge of said Court three thousand dollars per annum.

To amend Section seven of said act so as to read as follows:

Section 7. The Solicitor of the Morgan County Court shall attend upon the sessions of the grand juries of the Circuit Court and Morgan County Court of Morgan County.

To amend Section nine of said act so as to read as follows:

Section 9. The Judge of said Court may determine and fix the time of holding the sessions of said Court for the trial of all cases triable in said Court; provided that the Judge of said Court shall at the beginning of each year designate the times at which the sessions of said Court shall be held for a period of at least one year, by making and entering an order upon the minutes of said Court; provided that the Judge of said Court may call and hold special or extra and adjourned sessions of said Court when in his judgment it is necessary so to do.

To amend Section fifteen of said act so as to read as follows:

Section 15. That all laws, rules and regulations, governing and providing for demanding and securing trials by jury in the Circuit Court, of both civil and criminal cases shall be applicable to and shall govern, control and regulate the demanding and securing trials by jury in civil and criminal cases in the Morgan County Court.

To amend said act by striking out section fifteen and a half of said act the substance of which is to prescribe the time and place for appearance of defendants when charged with misdemeanors; time for and manner of pleading in such cases, and setting time for trial of such cases.

To amend Section twenty-three of said act so as to read as follows:

Section 23. Said Court shall have original and concurrent jurisdiction, coextensive with Morgan County, of all civil and criminal causes; provided that grand juries held by the Morgan County Court shall be held at the County Seat of Morgan County; provided further that all felonies tried in the Morgan County Court shall be tried at the County Seat of Morgan County.

To amend Section forty of said act so as to read as follows:

Section 40. That the laws, rules and regulations applicable to and governing the securing, drawing, summoning and impannelling grand and petit juries in the Circuit Court, shall in all respects be applicable to govern and control the securing, drawing, summoning and impannelling of grand and petit juries in the Morgan County Court.

To amend said act by striking out Section forty and a half. The substance of which is to provide the order in which cases shall be set for trial in said Court, and to providing for requirements of juries to serve at Decatur and Hartselle in the same week.

W. T. Lowe.

STATE OF ALABAMA, Morgan County.

Before me, Robert T. Sheppard, A Notary Public in and for said State and County, personally appeared B. M. Bloodworth, who after being duly sworn, on oath, says that he is Editor of the Decatur Daily, formerly Albany-Decatur Daily, a newspaper published in Morgan County, Alabama, and that the notice hereto attached was published once a week for four consecutive weeks, to-wit: on May 21-23-30 and June 6th 1927 in the said The Decatur Daily and before the making of this affidavit.

B. M. Bloodworth.

Sworn to and subscribed before me, this the 6 day of June, 1927.

Robert T. Sheppard.

By Mr. Ware:

H. 607. To levy a privilege tax on all railroads operating in the state of Alabama.

Commerce and Common Carriers.

By Mr. Ware:

H. 608. To amend Schedule 67 of the Revenue Act of 1919, approved September 15, 1919.

Ways and Means.

By Mr. Ware:

H. 609. To amend Schedule 66 of the Revenue Act of 1919, approved September 15, 1919.

Ways and Means.

By Mr. Ware:

H. 610. To provide for a license tax to be paid by all producers of hydroelectric power in Alabama.

Ways and Means.

By Mr. Ware:

H. 611. To provide for the regulation and operation by persons, firms, or corporations of what is known as chain stores and to fix a license for same.

Ways and Means.

By Mr. Miller of Sumter (Notice and Proof):

H. 612. To further prescribe the duties and fix the salary of the Court Reporter of the Seventeenth Judicial Circuit of Alabama and to provide for the payment of same.

Revision of Laws.

Notice and Proof H. 612.

STATE OF ALABAMA,

Greene County.

Before me, Sarah Smith, a Notary Public, in and for said County and State, personally appeared Jas. S. Coleman, who being by me duly sworn deposes and says that he is Editor of the Greene County Democrat, a newspaper published in Eutaw, Greene County, Alabama; that said newspaper is published weekly and that the notice hereto attached has been published once a week for four consecutive weeks, the said notice appearing in said issue of said paper on 14th day of April, 1927, and on the 21st day of April, 1927 and on the 28th day of April, 1927, and on the 5th day of May, 1927.

(Signed) Jas. S. Coleman.

Sworn to and subscribed before me this 24th day of May, 1927.

(Signed Sarah Smith.

Notary Public, Greene County, Ala.

NOTICE

Notice is hereby given that a bill will be introduced at the present session of the Legislature of Alabama, in substance as follows:

A BILL

To further prescribe the duties and fix the salary of the Court Reporter of the Seventeenth Judicial Circuit of Alabama, and to provide for the payment of same:

Be it enacted by the Legislature of Alabama:

Section 1. That from and after the passage of this act, the Official Court Reporter of the Seventeenth Judicial Circuit of Alabama shall receive

a salary of twenty-seven hundred dollars (\$2700.00) per annum, payable as provided by law for the payment of Court Reporters.

Section 2. In addition to the duties now required by law of Court Reporters, the Official Court Reporter of the Seventeenth Judicial Circuit when not engaged in his regular duties in the Circuit Court, shall report the oral testimony and proceedings in all contested will cases in the Probate Courts of the several counties composing the Seventeenth Judicial Circuit and all habeas corpus proceedings, and all preliminary hearings in all capital cases before a committing Magistrate in said counties when ordered to do so by the Judge of the Seventeenth Judicial Circuit.

STATE OF ALABAMA,

Marengo County.

Before me, John McKinley, a Notary Public, in and for said county and State, personally appeared R. E. Sutton, who being by me duly sworn, deposed and says that he is editor of the Democrat-Reporter, a newspaper published in Linden, Marengo County, Alabama; that said newspaper is published weekly and that the notice hereto attached has been published once a week for four consecutive weeks, the said notice appearing in said issue of said paper on the 14th day of April, 1927 and on the 21st day of April, 1927, and on the 28th day of April, 1927, and on the 5th day of May, 1927.

(Signed) R. E. Sutton.

Sworn to and subscribed before me this 30th day of May, 1927.

(Signed) Jno. McKinley,
Notary Public, Marengo Co., Ala.

NOTICE

Notice is hereby given that a bill will be introduced at the present session of the Legislature of Alabama, in substance as follows:

A BILL

To further prescribe the duties and fix the salary of the Court Reporter of the Seventeenth Judicial Circuit of Alabama, and to provide for the payment of same:

Be it enacted by the Legislature of Alabama:

Section 1. That from and after the passage of this act, the Official Court Reporter of the Seventeenth Judicial Circuit of Alabama shall receive a salary of twenty-seven hundred dollars (\$2700.00) per annum, payable as provided by law for the payment of Court Reporters.

Section 2. In addition to the duties now required by law of Court Reporters, the Official Court Reporter of the Seventeenth Judicial Circuit when not engaged in his regular duties in the Circuit Court, shall report the oral testimony and proceedings in all contested will cases in the Probate Courts of the several counties composing the Seventeenth Judicial Circuit and all habeas corpus proceedings, and all preliminary hearings in all capital cases before a committing Magistrate in said counties when ordered to do so by the Judge of the Seventeenth Judicial Circuit.

STATE OF ALABAMA,

Pickens County.

Before me, W. S. McGee, a Notary Public, in and for said County and State, personally appeared Jack M. Pratt, who being by me duly sworn deposes and says that he is Editor of the Pickens County Herald, a newspaper published in Carrollton, Pickens County, Alabama; that said newspaper is

published weekly and that the notice hereto attached has been published once a week for four consecutive weeks, the said notice appearing in said issue of said paper on 14th day of April, 1927, and on the 21st day of April, 1927 and on the 28th day of April, 1927 and on the 5th day of May, 1927.

(Signed) Jack M. Pratt.

Sworn to and subscribed before me this 23rd day of May, 1927.

(Signed) W. S. McGee,

Notary Public, Pickens County, Ala.

NOTICE

Notice is hereby given that a bill will be introduced at the present session of the Legislature of Alabama, in substance as follows:

A BILL

To further prescribe the duties and fix the salary of the Court Reporter of the Seventeenth Judicial Circuit of Alabama, and to provide for the payment of same:

Be it enacted by the Legislature of Alabama:

Section 1. That from and after the passage of this act, the Official Court Reporter of the Seventeenth Judicial Circuit of Alabama shall receive a salary of twenty-seven hundred dollars (\$2700.00) per annum, payable as provided by law for the payment of Court Reporters.

Section 2. In addition to the duties now required by law of Court Reporters, the Official Court Reporter of the Seventeenth Judicial Circuit when not engaged in his regular duties in the Circuit Court, shall report the oral testimony and proceedings in all contested will cases in the Probate Courts of the several counties composing the Seventeenth Judicial Circuit and all habeas corpus proceedings, and all preliminary hearings in all capital cases before a committing Magistrate in said counties when ordered to do so by the Judge of the Seventeenth Judicial Circuit.

STATE OF ALABAMA,

Sumter County.

Before me, T. M. Tartt, Jr., a Notary Public, in and for said County and State, personally appeared W. H. Lawrence, who being by me duly sworn deposes and says that he is editor of Our Southern Home, a newspaper published in Livingston, Sumter County, Alabama: that said newspaper is published weekly and that the notice hereto attached has been published once a week for four consecutive weeks, the said notice appearing in said issue of said paper on 13th day of April, 1927, and on 20th day of April, 1927, and on 27th day of April, 1927, and on 4th day of May, 1927.

W. H. Lawrence,

Sworn to and subscribed before me this 31st day of May, 1927.

T. M. Tartt, Jr.,

Notary Public, Sumter County, Ala.

NOTICE

Notice is hereby given that a bill will be introduced at the present session of the Legislature of Alabama, in substance as follows:

A BILL

To further prescribe the duties and fix the salary of the Court Reporter of the Seventeenth Judicial Circuit of Alabama, and to provide for the payment of same:

Be it enacted by the Legislature of Alabama:

Section 1. That from and after the passage of this act, the Official Court Reporter of the Seventeenth Judicial Circuit of Alabama shall receive a salary of twenty-seven hundred dollars (\$2700.00) per annum, payable as provided by law for the payment of Court Reporters.

Section 2. In addition to the duties now required by law of Court Reporters, the Official Court Reporter of the Seventeenth Judicial Circuit when not engaged in his regular duties in the Circuit Court, shall report the oral testimony and proceedings in all contested will cases in the Probate Courts of the several counties composing the Seventeenth Judicial Circuit and all habeas corpus proceedings, and all preliminary hearings in all capital cases before a committing Magistrate in said counties when ordered to do so by the Judge of the Seventeenth Judicial Circuit.

By Mr. Adcock:

H. 613. To provide appropriations for the Southern Industrial Institute at Camp Hill, Alabama.

Appropriations.

By Mr. Powell:

H. 614. To amend Section 2179 of the Code of Alabama of 1923.

Municipal Organization.

BILLS ON SECOND READING

Mr. Long, Chairman of the Standing Committee on Rules reported that said Committee in session had acted on the following bill and ordered same returned to the House with a favorable report:

H. 585. To make appropriation of Three hundred thousand (\$300,000.00) Dollars, or so much thereof as may be necessary, out of any funds in the State Treasury not otherwise appropriated, to defray the expenses of the present session of the Legislature.

Mr. Simpson, Chairman of the Standing Committee on Judiciary, reported that said Committee in session had acted on the following bill and ordered same returned to the House with a favorable report:

H. 36. To amend Section I of an Act entitled "An Act, to provide for the election of a Solicitor for each judicial circuit in the State and to fix his compensation and to authorize the appointment or election of deputy solicitors and assistant solicitors, prescribe their duties and authority and fix their compensation", approved September 25, 1915.

Mr. Waddell, Chairman of the Standing Committee on Constitution and Constitutional Amendments, reported that said Committee in session had acted on the following bill and ordered.

same returned to the House with a favorable report with amendment:

H. 374. (With amendment) A bill to be entitled An Act to provide and submit to the qualified electors of the State of Alabama, at the next general election, an amendment to the Constitution of Alabama, whereby the following municipal corporations, to-wit: Winfield, through their respective constituted governing authorities, may levy and collect a rate of taxation in any one year on the property situated therein, not exceeding one per centum of the value of such property as assessed for State taxation during the preceding year; provided that the adoption of this amendment shall in no wise affect, limit, modify, abridge or impair the power, authority or right of any of said municipal corporations to levy and collect the special school taxes, now or hereafter vested in or conferred upon them under the Constitution or any amendment thereto, which said special school taxes shall be in excess of said one per centum herein provided for.

Be it Enacted by the Legislature of Alabama:

Section 1. That the following amendment to the Constitution of Alabama is hereby proposed to be submitted to the qualified electors of the State of Alabama for their consideration at the next general election, to-wit: "The following municipal corporations, to-wit: Winfield,

....., through their respective constituted governing authorities, may levy and collect a rate of taxation in any one year on the property situated therein, not exceeding one per centum of the value of such property as assessed for State taxation during the preceding year; provided that the adoption of this amendment shall in nowise affect, limit, modify, abridge or impair the power, authority or right of any of said municipal corporations to levy and collect the special school taxes, now or hereafter vested in or conferred upon them under the Constitution or any amendment thereto, which said special school taxes shall be in excess of said one per centum herein provided for."

Section 2. That it shall be the duty of the Governor to give notice by proclamation, to be published in one newspaper in each county in the State at least eight successive weeks next preceding the day hereby appointed for such election on the amendment hereby proposed by this act to be submitted to the qualified electors of the State for their consideration together with the proposed amendment.

Section 3. That at said election on the amendment proposed by this act to be submitted to the qualified electors of the State for their consideration, to be held as herein provided, the qualified

voters shall vote upon said amendment, and on the official ballots printed for such election there shall be printed the following, viz, "Shall the following be adopted as an amendment to the Constitution of Alabama: 'The following municipal corporations, to-wit: Winfield,

....., through their respective constituted governing authorities, may levy and collect a rate of taxation in any one year on the property situated therein, not exceeding one per centum of the value of such property as assessed for State taxation during the preceding year; provided that the adoption of this amendment shall in nowise affect, limit, modify, abridge or impair the power, authority or right of any of said municipal corporations to levy and collect the special school taxes, now or hereafter vested in or conferred upon them under the Constitution or any amendment thereto, which said special school taxes shall be in excess of said one per centum herein provided for." Following the proposed amendment on the ballot shall be printed the word "Yes" and immediately under that shall be printed the word "No". The choice of the electors shall be indicated by a cross mark made by him, or under his direction, opposite the word expressing his desire.

Section 4. That the officers to hold such election shall be the same, and shall be appointed in the same manner and by the same officials as provided by the election law of the State for the appointment of officers to hold general elections in the State, and the election shall be held in all things in accordance with the law governing general elections and with the constitutional provision concerning amendments to that instrument.

Section 5. That the votes cast at said election shall be counted, canvassed and tabulated and return made to the Secretary of State in the same manner as in elections of representatives to the Legislature; and if it shall thereupon appear that a majority of the qualified electors who voted at such election upon the proposed amendment voted in favor of the same such amendment shall be valid in all intents and purposes as a part of the Constitution of Alabama. The result of such election shall be made known by the proclamation of the Governor.

The above and foregoing bill, providing for a Constitutional amendment, was read a second time, at length, and placed on the Calendar.

Mr. Waddell, Chairman of the Standing Committee on Constitution and Constitutional Amendments, reported that said Committee, in session, had acted on the following bill and ordered same returned to the House with a favorable report:

H. 379. A Bill to be entitled An Act To provide and submit to the qualified electors of the State of Alabama, at an election to

be held at the next general election at which this amendment is proposed, an amendment to the Constitution of the State of Alabama whereby the municipal corporation of Citronelle, in the State of Alabama, may, through the government body of said town, with the approval of a majority vote by ballot of the duly qualified electors of said town, voting at a general or a special election called for that purpose, become indebted in an amount, over and above its present authorized indebtedness, not exceeding four per centum of the assessed value of the property therein.

Be it enacted by the Legislature of Alabama:

Section 1. The following amendment to the Constitution of Alabama is hereby proposed to be submitted to the qualified electors of the State of Alabama for their consideration and action at an election to be held at the next general election at which this amendment is proposed. The proposed amendment is as follows:

The Town of Citronelle may, through the governing body of said town, with the approval of a majority vote by ballot of the duly qualified electors of said town, voting at a general or a special election called for that purpose, become indebted in an amount, over and above its present authorized indebtedness, not exceeding four per centum of the assessed value of the property therein. Each election held under the provisions hereof shall be ordered, held, canvassed, and may be contested in the same manner as is or may be provided by the law applicable to municipal corporations for elections to authorize the issuance of municipal bonds. The ballots used at such election shall contain the words: "For..... increased rate of bonded indebtedness for the Town of Citronelle," and, "Against..... increased rate of bonded indebtedness for the Town of Citronelle." The rate of increased indebtedness proposed shall be shown in the blank space provided therefor. And the voter shall record his choice, whether for or against the increase in indebtedness of the Town of Citronelle, shown by placing a cross-mark before or after the words expressing his choice. Nothing herein contained shall in anywise change or affect the rights of any holder of bonds of said municipal corporation heretofore issued. Elections to authorize the issuance of such additional bonds may be held as often as ordered by the governing body of the municipality, but when a proposition is submitted to the electors to determine whether there shall be an increase in the bonded indebtedness of the municipality, and such proposition is defeated, no second election for the same purpose shall be held in one year thereafter.

Section 2. It shall be the duty of the Governor to give notice by proclamation to be published in one newspaper in each county in the state at least eight successive weeks next preceding the day

hereby appointed for such election on the amendment hereby proposed by this act to be submitted to the qualified electors of the state for their consideration together with the proposed amendment.

Section 3. At said election on the amendment proposed by this act to be submitted to the qualified electors of the state for their consideration, to be held as herein provided, the qualified electors shall vote upon said amendment, and on the official ballots printed for such election there shall be printed the following, viz., "Shall the following be adopted as an amendment to the Constitution of Alabama: The Town of Citronelle may, through the governing body of said town, with the approval of a majority vote by ballot of the duly qualified electors of said town, voting at a general or a special election called for that purpose, become indebted in an amount, over and above its present authorized indebtedness, not exceeding four per centum of the assessed value of the property therein. Each election held under the provisions hereof shall be ordered, held, canvassed, and may be contested in the same manner as is or may be provided by the law applicable to municipal corporations for elections to authorize the issuance of municipal bonds. The ballots used at such election shall contain the words: "For..... increased rate of bonded indebtedness for the Town of Citronelle,' and, 'Against..... increased rate of bonded indebtedness for the Town of Citronelle'. The rate of increased indebtedness proposed shall be shown in the blank space provided therefor. And the voter shall record his choice, whether for or against the increase in indebtedness of the Town of Citronelle, shown by placing a cross-mark before or after the words expressing his choice. Nothing herein contained shall in anywise change or affect the rights of any holder of bonds of said municipal corporation heretofore issued. Elections to authorize the issuance of such additional bonds may be held as often as ordered by the governing body of the municipality, but when a proposition is submitted to the electors to determine whether there shall be an increase in the bonded indebtedness of the municipality, and such proposition is defeated, no second election for the same purpose shall be held in one year thereafter." Following the proposed amendment on the ballot shall be printed the word "Yes." and immediately under that shall be printed the word "No." The choice of the elector shall be indicated by a cross-mark made by him, or under his direction, opposite the word expressing his desire.

Section 4. That the officers to hold such election shall be the same, and shall be appointed in the same manner and by the same officials as provided by the election law of the State for the appointment of officers to hold general elections in the State, and

the election shall be held in all things in accordance with the law governing general elections and with the constitutional provision concerning amendments to that instrument.

Sectio 5. That the votes cast at said election shall be counted, canvassed and tabulated and return made to the Secretary of State in the same manner as in elections of representatives to the Legislature; and if it shall thereupon appear that a majority of the qualified electors who voted at such election upon the proposed amendment voted in favor of the same such amendment shall be valid in all intents and purposes as a part of the Constitution of Alabama. The result of such election shall be made known by the proclamation of the Governor.

The above and foregoing bill, providing for a Constitutional amendment, was read a second time, at length, and placed on the Calendar.

Mr. Starnes, Chairman of the Standing Committee on Privileges and Elections, reported that said Committee in session had acted on the following bill and ordered same returned to the House with a favorable report with substitute:

H. 271. (With substitute): To Regulate Primary Elections in the State of Alabama.

Mr. Morrow, Chairman of the Standing Committee on Local Legislation reported that said Committee in session had acted on the following bills and ordered same returned to the House with a favorable report:

H. 552. To authorize and empower the Commissioner's Court of Coosa County, Alabama, to donate, contribute or appropriate any of the public funds of said County, not otherwise designated, to the public schools of the county for building, rebuilding, repairing, painting, enlarging, or seating purposes as the condition of the county treasury or finances may permit in their judgment from time to time.

H. 566. To authorize the Court of County Commissioners of Limestone County, Alabama, to levy a tax or privilege license on all persons selling, or keeping in storage for sale, gasoline, wocopep, or any other motor fuel used by self propelled vehicles, and to provide rules, regulations and machinery for the collection thereof; and to provide penalties for the violation of such rules and regulations:

H. 474. To create an additional Judgeship for the Tenth Judicial Circuit of Alabama; to provide for the appointment and election of an incumbent thereof; and to prescribe the jurisdiction, power, authority, qualifications, duties and compensation of such incumbent.

H. 306. To prescribe the duties and fix the compensation of the Deputy Solicitor of Choctaw County, Alabama, and to repeal all laws and parts of laws in conflict with this act.

Mr. Adcock, Chairman of the Standing Committee on Pensions, reported that said Committee in session had acted on the following bill and ordered same returned to the House with a favorable report with amendment:

H. 268. (With amendment) To amend Section 2938 of the Code of Alabama of 1923, relating to Widows of Soldiers and Sailors entitled to pension.

Mr. Johnson, Chairman of the Standing Committee on Insurance and Insurance Companies, reported that said Committee in session had acted on the following bills and ordered same returned to the House with a favorable report:

H. 409. To amend Section 8434 of the Code of 1923 of Alabama. (relating to annual report and examination of mutual insurance companies.)

H. 412. To regulate the sale of lightning rods; to provide for a permit to be issued by the Insurance Commissioner of the State of Alabama, to fix a license for each County in the State, to fix a maximum privilege tax to be levied by any City or Town; to provide penalties for the violation of the provisions of this Act, and to repeal all laws or parts of law, general local or special, in conflict with this act.

H. 473. To authorize and regulate the organization of fraternal benefit societies into stock life insurance companies or mutual life insurance companies.

H. 400. To provide for the codification and publication and distribution of the Insurance Laws of the State of Alabama.

H. 396. To regulate the writing of Group Life Insurance in Alabama and to provide a penalty for violation of this act.

H. 399. To amend Section 963 of the Code of Alabama of 1923.

H. 394. To amend Article 5 of Chapter 306 of the Code of 1923 by amending section 8396 and Section 8402 of the said Article 5 of chapter 306 of the Code of 1923.

H. 392. To amend Article 11 of Chapter 306 of the Code of 1923 by amending Section 8523, Section 8524, Section 8525 of the said Article 11 of Chapter 306 of the Code of 1923.

H. 405. To further define the business of mutual aid, benefit and industrial insurance companies or associations.

The above and foregoing Bills were severally read a second time and placed on the Calendar.

BILLS REPORTED ADVERSELY

Mr. Adcock, Chairman of the Standing Committee on Pensions, reported that said Committee in session had acted on the following bills and ordered same returned to the House with an adverse report:

H. 532. To amend Section 2937 of the Code of Alabama.

H. 386. To provide for the relief of the heirs of Emma Johnson formerly Emma Samson.

The above and foregoing bills were severally read a second time and placed on the Adverse Calendar.

MESSAGE FROM THE GOVERNOR

To the Legislature of Alabama,
Gentlemen of the House:

I herewith hand you the Governor's Message on House Bill 68, without his approval.

Respectfully submitted,
Gaston Scott,
Secretary to the Governor.

June 16, 1927.

To the Legislature of Alabama,
Gentlemen of the House:

I herewith return to the House of Representatives House Bill 68, without my approval. This bill was presented on February 18th, 1927, the day upon which the Legislature recessed. I disapproved it on February 21, 1927, and am returning it herewith with my disapproval for the reason that it is a special law as defined by the Constitution of the State and is clearly violative of Section 105 of the Constitution in that it is a special law and was not advertised as required by the Constitution.

Very respectfully,
Bibb Graves,
Governor

June 16, 1927.

GOVERNOR'S MESSAGE

On motion of Mr. St. John the Message from the Governor as to H. B. 68 was temporarily postponed.

ADJOURNMENT

The House under a joint resolution heretofore adopted on motion of Mr. Ashcraft adjourned until Tuesday, June 21st at 2:30 o'clock p. m.

TWENTY FOURTH DAY

Montgomery, Alabama,
House of Representatives,
Tuesday, June 21st, 1927.

The House met pursuant to adjournment.

PRAYER

The session was opened with prayer by Rev. Mr. Hollis of the House.

ROLL CALL

On a call of the roll of the House the following members answered to their names:

Messrs:			
Mr. Speaker	Golson	Lovelace	Rogers (Mobile)
Adcock	Goode	Luck	St. John
Allen	Goodwyn	McAdory	Sanders (Conecuh)
Anderson	Graves	Martin	Sanders (Pike)
Ashcraft	Green	Matthews	Sanderson
Baldwin	Grove	Merrill	Shepherd
Bartlett	Gullatt	Miller (Marengo)	Shivers
Beebe	Guy	Molette	Simpson
Brunson	Hampton	Monk	Smith
Bryant	Harwood	Morrow	Starnes
Burleson	Hawkins	Moxley	Stephens
Burns	Hightower	Mullen	Stewart (Bibb)
Byars	Hollis	Nipper	Stewart (Calhoun)
Cannon	Howard	Norman	Thompson
Carter	Howell	Owens	Tompkins
Christian	Hubbard	Parish	Tunstall
Cockrell	Hughes	Patterson	Vickers
Cook	Jeter	Pegues	Waddell
Darden	Johnson	Pitts	Wallace
Deloney	Jones (Bullock)	Poole	Ward (Geneva)
Denson	Jordan (Etowah)	Powell	Ward (Tuscaloosa)
Desear	Jordan (Washington)	Rankin	Ware
Edmundson	Kirkpatrick	Reeder	Webb
Edwards	Langdon	Ringer	Weldon
Fite	Lawler	Rivers	Winn
Frey	Lee	Rogers (Elmore)	

—103

A quorum was present.

JOURNAL

The Chairman of the Standing Committee on Revision of the Journal made the following report:

REPORT OF STANDING COMMITTEE ON REVISION OF THE JOURNAL.

Mr. Speaker:

Your standing committee on Revision of the Journal begs leave to report that said committee has carefully examined the Journal of the House for the 23rd legislative day, and finds same correct.

R. G. Langdon,
Chairman.

The report of the committee was concurred in and adopted and the Journal for the 23rd legislative day was approved.

LEAVE OF ABSENCE

Was granted to Messrs. Quillin and Jones of Cleburne, and Miller of Sumter for today.

REPORT OF COMMITTEE ON ENGROSSED BILLS.

Mr. Speaker:

Your Standing Committee on Engrossed Bills begs leave to report that said Committee, in session, has compared the following Engrossed bill with the original bill and finds same correctly Engrossed, to-wit:

H. 359. In reference to and to further provide for the general revenue of the State of Alabama.

R. C. Wallace,
Chairman.

The report of the Committee was concurred in and adopted.

REPORT OF RULES COMMITTEE

Mr. Tunstall, Vice-Chairman of the Standing Committee on Rules made the following report:

By Rules Committee:

H. R. 73. Resolved that House Bills 387 and 343 be made special, paramount continuing orders for the 25th Legislative day immediately after the call of counties and for each subsequent Legislative day until disposed of.

Rules Committee:

H. R. 74. Resolved that H. B. 341 be made a special, paramount continuing order for the 24th Legislative Day and for each subsequent legislative day until disposed of.

The report of the Committee was concurred in and the H. R. 73 and the H. R. 74 were adopted.

RESOLUTIONS

The following resolution was introduced:

By Mr. Rogers of Mobile:

H. R. 75. Resolved by the House that H. B. No. 271 be made a special paramount continuing order for the 25th legislative day, immediately after the report of Standing Committees, and that 500 copies be printed for the use of the House.

And the resolution was referred to the Standing Committee on Rules.

INTRODUCTION OF BILLS

On a call of Counties Bills were introduced, severally read one time and referred to appropriate standing committee as follows:

By Mr. Harwood:

H. 615. To license and regulate the business of making loans in sums of three hundred dollars (\$300) or less, secured or unsecured, at a greater rate of interest than 8% per centum per annum; to prescribe the rate of interest and charge therefor, and penalties for the violation thereof; to regulate the assignment of wages or salaries, earned or to be earned, when given as security for any such loan; to provide for the repeal of inconsistent laws heretofore enacted, and for the repeal of an Act entitled "An Act to regulate the business of money brokers and persons who lend money for themselves or others on bill of sale, notes or mortgages on personal property or other personal security, in Jeffersn, Morgan, Walker and Etowah Counties", Approved March 9, 1901; to provide when this act shall take effect and to provide that any section or provision of this Act being held unconstitutional shall not affect the validity of any other section or provision.

Banks and Banking.

By Mr. Owens (With notice and proof)

H. 616. To repeal the law providing for an inferior court in Beat 5, Barbour County.

Local Legislation.

Notice and Proof HB 616:

NOTICE

Is hereby given that a bill will be introduced in the legislature of Alabama at the June session in substance as follows:

An act to be entitled an act to repeal the law providing for an inferior court in Beat 5, Barbour county.

Section 1. Be it enacted by the legislature of Alabama that an act of the legislature of Alabama providing and establishing an inferior court for Beat 5, Barbour county, is hereby repealed.

Sec. 2. Be it further enacted that all laws and parts of laws in conflict herewith are hereby repealed.

Sec. 3. This act shall go into effect immediately after its passage and approval.

Done this May 7, A. D., 1927.

W. H. Owens.

I, J. K. Simmons, publisher of The Eufaula Daily Citizen certify that a local bill, a copy of which attached hereto, has appeared in the above named paper four weeks, as prescribed by law.

(Signed) J. K. Simmons, Publisher,
The Eufaula Daily Citizen.

Before me, a Notary Public, appeared J. K. Simmons, publisher of The Eufaula Daily Citizen, who on oath, swears the above is a true and correct statement.

(Signed) G. B. Espy,
Notary Public.

My Commission Expires: 4-21, 1929.
This June 7, 1927.

By Mr. Edwards:

H. 617. To enable cattle raisers in counties in Alabama now under quarantine on account of cattle ticks, to sell their cattle for immediate slaughter by January 1, 1928; to authorize courts of county commissioners or boards of revenue of said counties to provide necessary dipping vats; to prescribe the duties of the Probate Judge, the State Board of Agriculture, the State Veterinarian and the State Livestock Inspectors and to provide penalties for violation of this Act or the Regulations of the State Board of Agriculture.

Agriculture.

By Mr. Darden:

H. 618. To amend Section 5539 of the 1923 Code of Alabama.

Revision of Laws.

By Mr. Sanders of Conecuh (With Notice and Proof):

H. 619. To amend Section 5 of an Act approved Sept. 29th 1919 entitled, An Act to create for the County of Conecuh and State of Alabama the office of County Solicitor and to provide for his election by the qualified electors of said County; to prescribe his qualifications and duties, and to fix his compensation as such officer and how the same shall be paid, and to provide for the length of time which he shall hold office, so that Section 5 as amended shall read as follows:

Local Legislation.

Notice and Proof of H. 619.

NOTICE

Notice is hereby given that a Bill will be introduced at the present session of the Legislature of Alabama, to amend Section Five of an Act entitled, An Act to create for the County of Conecuh and State of Alabama the

office of County Solicitor and to provide for his election by the qualified electors of said county; to prescribe his qualifications and duties, and to fix his compensation as such officer and how the same shall be paid, and to provide for the length of time which he shall hold office," approved September 26, 1919, so that said section five as amended shall read as follows:

Section 5: That such solicitor shall receive as compensation for his services twenty four hundred dollars per annum, to be paid to him in monthly installments by the county depository of said County out of the fees taxed against defendants, as provided for in the last preceding section of this Act; provided, that the fees so taxed and paid to the county depository of said county during the year shall amount to twenty four hundred dollars; but if they do not, then and in that event, said Solicitor shall only receive the fees that have been so taxed and paid to the county depository of said county. If, at the end of the year, the fees so taxed and paid into the county depository of said county shall exceed twenty four hundred dollars, the excess shall be transferred to and become a part of the general fund of said county, and shall be paid out in the same manner as other moneys belonging to said fund are paid out.

STATE OF ALABAMA,
Conecuh County.

Before me, Carol J. King, a Notary Public in and for said State and County, personally appeared Mrs. Alice C. Whitcomb, who being sworn says on oath that she is editor and publisher of the Conecuh Record, a weekly newspaper published at Evergreen, Conecuh County, Alabama, and that the hereto attached notice was published in said newspaper once a week for four consecutive weeks, the first insertion being in issue dated May 19th, 1927, and the second insertion being in issue dated May 26th 1927, the third insertion being in issue dated June 2nd 1927, and the fourth insertion being in issue dated June 9th, 1927.

Alice C. Whitcomb,

Sworn to and subscribed before me this 20th day of June, 1927.

(Seal) Carol J. King,
Notary Public in and for said State and County.

By Mr. Lovelace (With Notice and Proof) :

H. 620: To vacate a portion of the public street or highway in the Town of Atmore, Alabama, now forming a curve or turnout in State Road Number 9, and situated at or near the right of way of the Louisville & Nashville Railroad Company, and adjacent to Greenlawns Addition and Eastland Addition in said Town of Atmore, and to relinquish and abandon all rights of the public in and to the portion of said street or highway so vacated.

Local Legislation.

Notice and Proof of HB. 620.

LEGAL NOTICE

Notice is hereby given of the intention to apply to the Legislature of Alabama for the passage of the following local bill:

A Bill to be entitled An Act To vacate a portion of the public street or highway in the Town of Atmore, Alabama, now forming a curve or turnout in State Road Number 9, and situated at or near the right of way of the Louisville & Nashville Railroad Company, and adjacent to Green-

lawns Addition and Eastland Addition in said Town of Atmore, and to relinquish and abandon all rights of the public in and to the portion of said street or highway so vacated.

Be it enacted by the Legislature of Alabama:

Section 1. That the following described portion of a public street or highway in the Town of Atmore, Alabama, be and the same is hereby vacated and all rights of the public to use the same as a public street or highway are hereby relinquished and abandoned.

Beginning at a point on a line 105 feet south of and parallel with the center line of the main track of the Louisville and Nashville Railroad which is 160.20 feet easterly from the intersection of said line with the east line of Fourth Avenue in the Town of Atmore, Alabama, as shown by the map of the Greenlawns Addition to the Town of Atmore, Alabama, and recorded in the office of the Judge of Probate of Escambia County, Alabama; thence Southwesterly on a curve to the left, which is tangent to the line hereinabove first mentioned at the point of beginning, said curve having a radius of 139.19 feet and a length of 107.75 feet, to a point; thence southwesterly on a curve to the right which is tangent to the end of the curve last mentioned, said curve having a radius of 204.26 feet and a length of 160.43 feet, to a point which is 205 feet south of the center line of the main track of the said railroad; thence westerly, parallel with the center line of the main track of the said railroad, a distance of 427.64 feet to a point; thence northwesterly at an angle of 28 degrees 6 minutes to the right from the next preceding course, a distance of 222.93 feet to a point which is 100 feet south of the center line of the main track of the said railroad; thence easterly and parallel with the center line of the main track of the said railroad a distance of 106.15 feet to a point; thence southeasterly at an angle of 28 degrees 6 minutes to the right from the next preceding course a distance of 116.78 feet to a point which is 155 feet south of the center line of the main track of the said railroad; thence easterly, parallel with the center line of the main track of the said railroad a distance of 415.13 to a point; thence northeasterly on a curve to the left, which is tangent to the next preceding course, said curve having a radius of 154.26 feet and a length of 121.16 feet to a point; thence northeasterly on a curve to the right, which is tangent to the end of the curve last mentioned said curve having a radius of 204.26 feet and a length of 6.96 feet to a point which is 105 feet south of the center line of the main track of the said railroad; thence easterly and parallel with the center line of the main track of said railroad a distance of 127.37 feet to the point of beginning.

Section 2. That the purpose of this act is to provide for the straightening, through the said Town of Atmore of a portion of State Road number 9, by enabling the said Town of Atmore to close and vacate the curved portion of said road and cooperate with the State Highway Commission in laying said road number 9 straight through said Town over a right of way which has been acquired by the Town for the use of the State in constructing said road, through an agreement with owners of property, abutting on the portion of said street herein described, that the same should be vacated.

W. E. Rushing,

PROOF OF PUBLICATION

I, P. W. Sharp, publisher of The Escambia Record, a weekly newspaper published at Atmore, Escambia County, Alabama, do hereby state under oath that the annexed printed clipping is a true copy of the publication in said newspaper, clipped from one of the original issues of said newspaper

and that the words and figures embraced therein appeared in said newspaper for Four consecutive weeks on the following dates, to-wit:

April 14, 1927; April 21, 1927; April 28, 1927; May 5, 1927.

P. W. Sharp,

Publisher of The Escambia Record.

Sworn to and subscribed before me this 8th day of June, 1927.

(Seal)

W. R. Lamant,

Notary Public for Escambia County, State of Alabama.

My Commission Expires April 21, 1929.

By Mr. Cannon (With Notice and Proof)

H. 621. To validate the proceedings of the Town Council of the Town of Fayette, Alabama, held on May 16th, 1927, authorizing the Mayor of said town to convey by warranty deed to William M. Cannon, for and on behalf of the said Town the following described lands and to legalize, validate and confirm deed executed on the 17th day of May, 1927, conveying the said described lot or parcel of land to the said William M. Cannon: a certain strip of land situated in the Town of Fayette, State of Alabama, bounded as follows: on the east by Traylor Street or Old Tuscaloosa or Carrollton Road, west by Block 6, south by Southern R. R. Right of Way, on the north by Block 6, and on west by Foreacre Street or Johnson Park, according to the James' survey of the Town of Fayette, Alabama, situated in Fayette County, Alabama.

Local Legislation.

Notice and Proof H. 621:

NOTICE

Notice is hereby given of the intention to introduce and pass at the adjourned session of the Legislature which convenes in June 1927, a bill, the substance of which is as follows:

AN ACT

To validate the proceedings of The Town Council of the Town of Fayette, Alabama, held on May 16th, 1927, authorizing the Mayor of said Town to convey by warranty deed to William M. Cannon, for and on behalf of the said Town the following described lands and to legalize, validate and confirm deed executed on the 17th day of May, 1927, conveying the said described lot or parcel of land to the said William M. Cannon: A certain strip of land situated in the Town of Fayette, State of Alabama, bounded as follows: on the east by Traylor Street or the Old Tuscaloosa or Carrollton Road, West by Block 6, South by Southern R. R. Right of Way, on North by Block 6, and on West by Foreacre Street or Johnson Park, according to the James' survey of the Town of Fayette, Alabama, situated in Fayette County, Alabama.

Whereas, at a regular meeting of the Town Council of the Town of Fayette, Alabama, an ordinance was duly and legally adopted authorizing the Mayor to convey by warranty deed to William M. Cannon the said above described lands and,

Whereas, under the authority of said ordinance and in pursuance thereof the Mayor of said Town did on the 17th day of May, 1927, execute a war-

ranty deed conveying the said described lands to the said William M. Cannon, Now therefore,

Be it enacted by the Legislature of Alabama:

Section 1. That an ordinance adopted on May 16th, 1927, authorizing the Mayor of the Town of Fayette, Alabama, to execute a warranty deed to William M. Cannon, conveying the following described lands for and on behalf of the Town of Fayette, Alabama:

A certain strip of land situated in the Town of Fayette, State of Alabama, bounded as follows: On the East by Traylor Street or the old Tuscaloosa or Carrollton Road, West by Block 6, South by Southern R. R. Right of Way, on North by Block 6, and on West by Foreacre Street or Johnston Park, according to the James' Survey of the Town of Fayette, Alabama, situated in Fayette County, Alabama, and all proceedings had at said meeting of said Town Council in the adoption of said ordinance be and the same is hereby validated, and that the warranty deed executed by the Mayor of the Town of Fayette, conveying to William M. Cannon on the 17th day of May, 1927, in pursuance and under the authority of said ordinance be legalized, ratified, validated and confirmed.

STATE OF ALABAMA,

Fayette County.

Before me, W. L. Harris, a Notary Public in and for said County and State aforesaid, personally appeared Thos. M. Peters, Jr., who being duly sworn, deposes and says that he is the publisher of the Northwest Alabamian, a weekly newspaper published in the Town of Fayette and State of Alabama, and that a certain advertisement (a true copy of which is hereto attached) has been published in said paper for four consecutive weeks and the respective numbers and dates of said newspaper in which said publication was are as follows, to-wit:

No. 1. the 25th day of May, 1927,

No. 2. the 1st day of June, 1927.

No. 3. the 8th day of June, 1927,

No. 4. the 15th day of June, 1927.

Thos. M. Peters, Jr.
Publisher.

Sworn to and subscribed before me, this the 16th day of June, 1927.

W. L. Harris,
Notary Public.

By Mr. Cockrell:

H. 622: To amend Section 69 of an act entitled an act to provide for the general revenue of the State of Alabama approved September 15, 1919.

Revision of Laws.

By Mr. Simpson:

H. 623: To amend Section 7012 of the Code of Alabama, 1923.

Judiciary.

By Mr. Ringer:

H. 624. To amend Section 3802 of the Code of Alabama of 1923.

Judiciary.

By Mr. Vickers (Notice and Proof) :

H. 625. To provide detention homes for juvenile delinquents in Mobile County, including the appointment of officers and the fixing of their salaries and the maintenance thereof.

Local Legislation.

Notice and Proof H. B. No. 625.

NOTICE

Notice is hereby given that a bill will be introduced at the present adourned session of the Legislature of Alabama to be held in June, 1927, in substance as follows:

An Act to provide detention homes for Juvenile delinquents in Mobile County including the appointment of officers and the fixing of their salaries and the maintenance thereof.

Be it enacted by the Legislature of Alabama:

First: It is hereby made the duty of the board of revenue and road commissioners of Mobile County to provide detention homes for boys and girls who are being detained for trial before the juvenile court of Mobile county or held under commitment from said court or to contract with some incorporated society or association within said county for the maintenance of such homes.

Second: There shall be appointed by and hold office at the will of the county if the homes are conducted by the county or by the society or association if conducted by a society, or association, for the care of said homes, a superintendent and matron and such other employees as may be provided by the County for the care of said homes, and all salaries of the employees of said homes shall be fixed and paid by the board of revenue and road commissioners of Mobile county.

Third: The salaries and the expenses and maintenance of said homes shall be provided as set forth in the Act, approved August 9, 1919, on page 58 of the local Acts of 1919, governing the payment of the juvenile court and the home of the juvenile delinquents by the city and county of Mobile.

Fourth: That all laws or parts of laws in conflict with the provisions of this Act be and the same are hereby repealed.

STATE OF ALABAMA,

County of Mobile.

Personally appeared before me, a Notary Public, in and for said State and County, Mrs. C. W. Thomas, who being by me first duly sworn, deposes and says, that she is Editor of The Citronelle Call, a newspaper published in Mobile County, Alabama, and which is a weekly newspaper; that the notice, a copy of which is hereto attached, was inserted in said The Citronelle Call, and has been published in four consecutive weekly issues thereof, to-wit: April 29, May 6, May 13 and May 20, 1927. The said notice was published without cost to the State.

Mrs. C. W. Thomas,

Sworn to and subscribed before me, this 3rd day of June, 1927.

(Seal)

Jas. S. Lynch,

Notary Public, Mobile County, Alabama.

By Mr. Rogers of Mobile (Notice and Proof) :

H. 626. To Alter and Rearrange the Boundary Lines of the City of Mobile in the State of Alabama. so as to Include Within the Corporate Limits of said City Certain Territory not Included

Therein, and also to Include the Territory now Included Within the City or Town of Prichard in the State of Alabama.

Local Legislation.

Notice and Proof H. B. No. 626.

Notice is hereby given that application will be made to the Legislature of the State of Alabama when convened in its next session hereafter, to pass a local act provding in substance as follows: A Bill To Be Entitled An Act To alter and rearrange the boundary lines of the City of Mobile in the State of Alabama ,so as to include within the corporate limits of said city certain territory not included therein, and also to include the territory now included within the City or Town of Prichard in the State of Alabama.

Be it enacted by the Legislature of Alabama: Section 1. That from and after the passage of this act the boundary lines of the City of Mobile, Alabama, shall be altered and rearranged as to be as follows: Commencing at the southeast corner of township four south, range one west, thence west along the south boundary of said township to the east bank of Dog River, thence in a northerly direction along the east bank of Dog River according to the meanderings thereof to the North line of Section 32, Township 4 south, range 1 west, thence west along said north line of said section 32 to the northwest corner of said section 32, thence north along the governmental section lines to the point where the west boundary of section 29, township 4 south, range 1 west, intersects the middle of the stream of Bayou Durand or Eslava Creek, thence in a westerly direction along the middle of the stream of Bayou Durand or Eslava Creek and the south fork thereof to the point where the middle of said stream intersects the west boundary line of section 25, township 4 south, range 2 west, thence northwardly along governmental section lines to a point 1,000 feet south of the northeast corner of section 23, township 4 south, range 2 west, thence west parallel to the north boundary of said section 23, to the west line of said section thence north following the governmental section lines to the northwest corner of section 14, township 4 south, range 2 west, thence east following the governmental section lines to the southwest corner of section 7, township 4 south, range 1 west, thence north along the governmental section lines to the northwest corner of section 6, township 4 south, range 1 west, thence east along the north boundary of township 4 south, range 1 west, to the north or west line of the right of way of the G. M. & N. Railroad leading to the State docks, thence in a general northeasterly direction along the north or west line of said right of way to a point where the same crosses the west line of section 33, township 3 south, range 1 west, thence northwardly along the west line of said section 33 to the northwest corner thereof, thence eastwardly along governmental section lines to St. Stephens Meridian, thence southwardly along St. Stephens Meridian to the point of beginning.

Section 2. That the boundary set out in section 1 of the act be and the same is hereby established as the corporate limits of the said city of Mobile, and the territory now included within the city or town of Prichard in said State shall hereafter be and constitute a part of the city of Mobile.

Section 3. This act shall go into effect on October 1, 1927.

Section 4. Be it further enacted, That all laws or parts of laws in conflict with this act be and the same are hereby repealed.

STATE OF ALABAMA,

Mobile County.

City of Mobile.

Before me, Annice Zieman, a Notary Public, in and for said State and county this day personally appeared J. C. Ballentyne, who is known to me

and who being by me, first duly sworn, deposes and says, that he is Auditor of The Mobile Register Co., Inc., publishers of The Mobile Register, a newspaper published in said State, county and city, and that the attached notice of application to be made to Legislature of State of Alabama to pass a local act providing in substance, etc., appeared in the issue of The Mobile Register of May 30th, June 6th, and 13th and 20th, 1927.

J. C. Ballentyne, Auditor.

Subscribed and sworn to before me on this the 20th day of June, 1927.

Annice Zieman,

Notary Public, Mobile County, Alabama.

By Mr. Rogers of Mobile:

H. 627. To amend Section 3040 of the Code of Alabama of 1923.

Judiciary.

By Mr. Rogers of Mobile:

H. 628. To amend Section 3048 of the Code of Alabama of 1923:

Judiciary.

By Mr. Vickers:

H. 629. A Bill to be Entitled an Act to provide for and submit to the qualified electors of the State of Alabama an amendment to the Constitution of Alabama, authorizing the City of Mobile, in addition to the taxes it is now or may hereafter be authorized and empowered to levy and collect, to levy and collect annually an additional tax on the property situated therein, for general municipal purposes, not to exceed that portion of the three-fourths of one per centum authorized by Section 216 of the Constitution of Alabama to be levied to pay the debt existing on the 6th day of December, 1875, with interest thereon, or any renewal of such debt, which shall not be levied or be required to be levied and collected during such year, to pay, at maturity, the said debt existing on the 6th day of December, 1875, with interest thereon, or any renewal of such debt, provided that the Legislature of Alabama may, from time to time, reduce the limit of additional taxation authorized thereby; and ordering an election by the qualified voters of the State of Alabama upon such proposed amendment, such election to be held on the second Tuesday next after three months after the date of the final adjournment of this session of the Legislature.

Section 1. Be it Enacted by the Legislature of Alabama that the following amendment to the Constitution of Alabama is hereby proposed, and an election is hereby ordered by the qualified voters of the state upon such proposed amendment, to be held on the second Tuesday after the expiration of three months after the date of the final adjournment of the present Legislature, at which said amendment shall be voted upon. The proposed amendment is as follows:

"The City of Mobile, Alabama, in addition to the taxes it is now or may hereafter be authorized and empowered to levy and collect, may levy and collect annually an additional tax on the property situated therein for general municipal purposes not to exceed that portion of the three-fourths of one percentum authorized by Section 216 of the Constitution of Alabama to be levied to pay the debt existing on the 6th day of December, 1875, with interest thereon, or any renewal of such debt, which shall not be levied or be required to be levied and collected during such year, to pay, at maturity, the said debt existing on the 6th day of December, 1875, with interest thereon, or any renewal of such debt; provided, that the Legislature of Alabama may, from time to time, reduce the limit of additional taxation authorized hereby."

Section 2. It is ordered by the Legislature that an election by the qualified electors of this state upon the aforesaid proposed amendment to the Constitution of Alabama be held on the second Tuesday next after three months after the date of the final adjournment of this session of the Legislature.

The above and foregoing bill providing for a Constitutional amendment was read one time, at length, and referred to the Standing Committee on Constitution and Constitutional Amendments.

By Mr. Lee:

H. 630. To amend Section 6376 of the Code of 1923.

Banks and Banking.

By Mr. Lee:

H. 631. To declare the primary liability of makers and endorsers of negotiable instruments under certain circumstances, and to permit their joinder as parties defendant in actions at law on such instruments.

Banks and Banking.

By Mr. Martin:

H. 632. To amend Section 5695 of the Code of Alabama, 1923.

Revision of Laws.

By Mr. Patterson (With notice and proof) :

H. 633. To provide for the erecting, building, repairing, remodeling, or reconstructing, and equipping and outfitting of a Court House for Morgan County, Alabama, in Decatur, Alabama, and to establish for the consummation of such purpose a Court House Commission; and to authorize and empower said Commission to erect, build, repair, remodel, or reconstruct, and equip and outfit a Court House for said County; to make temporary loans in anticipation of the collection of taxes; to invest the Commission with power and authority now held by the Board of Revenue of Morgan County, Alabama, for the purpose of

erecting, building, repairing, remodeling, or reconstructing, and equipping and outfitting a Court House; to create and designate the funds from which the cost of said erection, building, repairing, remodeling, or reconstructing, and equipping and outfitting a Court House shall be paid; and to prescribe the powers and duties of said Commission, and the powers and duties of the Board of Revenue of Morgan County, and the County Depository incident to the erecting, building, repairing, remodeling, or reconstructing, and equipping and outfitting of said Court House:

Local Legislation.

Notice and proof H. B. 633.

STATE OF ALABAMA,

Morgan County.

To Whom it May Concern:

Notice is hereby given that a Local Bill will be introduced at the approaching Session of the Legislature of Alabama, which is to convene on June 7, 1927, and that application will be made for the passage of said Bill by the Legislature at said Session. The Bill is in substance as follows:

A BILL

To be entitled an Act to provide for the erecting, building, repairing, remodeling, or reconstructing, and equipping and outfitting of a Court House for Morgan County, Alabama, in Decatur, Alabama, and to establish for the consummation of such purpose a Court House Commission; and to authorize and empower said Commission to erect, build, repair, remodel, or reconstruct, and equip and outfit a Court House for said County; to make temporary loans in anticipation of the collection of taxes; to invest the Commission with power and authority now held by the Board of Revenue of Morgan County, Alabama, for the purpose of erecting, building, repairing, remodeling, or reconstructing, and equipping and outfitting a Court House; to create and designate the funds from which the cost of said erection, building, repairing, remodeling, or reconstructing, and equipping and outfitting a Court House shall be paid; and to prescribe the powers and duties of said Commission, and the powers and duties of the Board of Revenue of Morgan County, and the County Depository incident to the erecting, building, repairing, remodeling, or reconstructing, and equipping, and outfitting of said Court House:

Be it Enacted by the Legislature of Alabama:

Section 1. A Commission is hereby created in Morgan County, Alabama, to be known as "Morgan County Court House Commission" which Commission shall be composed of five resident citizens of said county, as follows: B. L. Malone, Ben F. Martin, Thos. A. Bowles, John W. Jones, M. R. Rankin, and said parties named are hereby appointed Commissioners and made members of said Commission, and they and their successors shall constitute said Commission, with the rights, powers, duties, authorities and privileges herein conferred and prescribed, and shall exist until legally abolished.

Section 2. A majority of the members of said Commission shall constitute a quorum for the transaction of business. The said Commission shall elect one member as President thereof, and one member as Clerk thereof, and such officers from the personnel of the said Commission as they deem advisable, and they may pass such rules, regulations and by-laws for the governing of the Commission as they see fit. The Commission shall so organize itself immediately after this Act shall have become a law.

Section 3. Any vacancies which may occur in said commission by reason of the death, resignation or failure of any Commissioner to act, or from any other cause, shall be filled by the remaining Commissioners or majority of the remaining Commissioners as often as any such vacancy occurs, by electing a resident of said County as Commissioner.

Section 4. Said Commission shall act and be held to act for Morgan County, Alabama, and no members thereof shall be held personally liable for any act of said Commission or for any act done by him as Commissioner, while acting in pursuance of the authority herein conferred, or while acting in pursuance of the directions of said Commission in pursuance of the authority herein conferred.

Section 5. All contracts made by said Commission shall be in the name of Morgan County, by said Commission, and all transactions of said Commission under the authority herein conferred shall be in the name of Morgan County, by said Commission.

Section 6. Said Commission shall be, and the same is hereby authorized and empowered to erect, build, construct, repair, remodel, or reconstruct and equip and outfit, or cause to be erected, built, constructed, repaired, remodeled, or reconstructed, and equipped and outfitted, a Court House for Morgan County, Alabama, in the City of Decatur, Alabama, said Court House to be erected, built, constructed, repaired, remodeled, or reconstructed, and equipped and outfitted, out of such material and in such manner as to size, plans, blue prints and specifications as the said Commission may deem best, said Commission keeping in view that from time to time in the future, it may be necessary to make additions to said Court House in order to keep pace with growth and development of said County, said Commission shall have the right and authority to employ such experts, architects and engineers, and such labor and professional skill of all kind as may be deemed necessary to accomplish the work, and exercise the powers and rights herein conferred, and may make such contracts and agreements as may be deemed advisable and necessary to accomplish the work and exercise the powers and rights herein conferred, and may do any and all of the work necessary in the erecting, building, constructing, repairing, remodeling, or reconstructing and equipping and outfitting of said Court House, and employ such laborers and employes, and buy such material as may be deemed necessary or may let any or all of the work by contract or contracts as the commission may deem advisable and see fit, to the lowest and best responsible bidder or bidders, and with the view always to keep the construction within the limits of such funds as are and will be available for the use by said Commission, and not to incur for said purposes any expenses or costs exceeding or in excess of any constitutional limits upon the county of Morgan.

Section 7. Said Commission shall erect, build, repair, construct, remodel, or reconstruct, and equip and outfit said Court House, upon a site now owned by the County of Morgan in the City of Decatur, Alabama. And any and all funds and moneys now owned and held by the said County of Morgan, received and derived from collection of insurance on building property and personal property of said County recently damaged, injured or destroyed by a fire, shall be devoted and utilized by said Commission for the purpose exclusively, of erecting, building, constructing, repairing, remodeling or reconstructing, and equipping and outfitting said Court House, and all funds heretofore authorized by action of the Board of Revenue for the purpose of erecting, building, constructing, repairing, remodeling, or reconstructing and equipping and outfitting of said Court House, by the sale or agreement to sell warrants issued by the County of Morgan, shall be devoted exclusively for the purposes of erecting, building, constructing, repairing, remodeling or reconstructing, and equipping and outfitting said Court House.

Section 8. The Board of Revenue of Morgan County shall be required, upon the written request of the Commission, promptly to issue and sell, for cash, a sufficient amount of warrants of the County, not to exceed, however, the constitutional debt limit or any other provision of law, to pay for the erecting, building, constructing, repairing, remodeling or reconstructing and equipping and outfitting a Court House, according to plan approved by the Commission or any contract let by the Commission; and the failure of the Board of Revenue to do so for 15 days after such written request is made of it by the Commission, shall authorize the Commission to issue and sell such warrants of the County of Morgan for such purposes, and all funds received from such sale of warrants shall be deposited with the Depository of Morgan County, as a special fund for the purpose of erecting, building, constructing, repairing, remodeling or reconstructing, and equipping and outfitting a Court House; and all funds and moneys now owned by the County of Morgan, received from insurance on its buildings and personal property, shall be placed in said special fund, and all other funds received and authorized for the purpose of erecting, building, constructing, repairing, remodeling or reconstructing and equipping and outfitting a Court House shall be deposited with the County Depository, and shall be placed in a special fund by the County Depository, and for which fund or funds, the County Depository shall make a bond conditioned as required by law, and which shall stand as security for the faithful discharge of duties by the said Depository in respect of all funds which shall come into his or its custody under the provisions of this Act, and said special fund of the County Depository shall be known and designated as "Court House Building Funds."

Section 9. All work let to a contractor or contractors shall be let to the lowest and best responsible bidder, after bids are advertised for in such newspaper and newspapers and for such length of time as the Commission may see fit. The Commission may reject any and all bids and the Commission shall have the exclusive right to determine who is the lowest and best responsible bidder. Said Commission shall file with the Board of Revenue of the County a statement of all bids received on each lot or parcel of work let, showing the amount of all bids received and stating in the report which bid was accepted, and the Board of Revenue shall cause each and all such reports to be recorded on its record.

Section 10. All contractors where the amount to be paid under the contract exceeds one thousand dollars shall give bond with some guaranty company as surety, to be approved by the Commission or some authorized committee appointed by the Commission, in an amount at least one-fourth of the bid, and so conditioned as the Commission may require to secure the faithful performance of the contract.

Section 11. Said Commission shall require the supervision engineer, architect or other person upon whose estimates and acceptance payments are made to the contractor or contractors, to execute a bond payable to said County, with some guaranty company to be approved by the Commission as surety, in a sum of not less than one-eighth of the contract let, upon which he accepts the work and gives the estimates, and so conditioned as to guarantee the honest and faithful discharge of his duties in giving estimates and accepting work.

Section 12. Any supervision engineer, architect or other person upon whose estimates and acceptance payments are made to the contractor or contractors, who carelessly or intentionally accept work which does not conform to the requirements of the plans and specifications, or who carelessly or intentionally give estimates in excess of the amount for which they should be given shall be liable in an amount three times in excess of the damage sustained by such action, which sum may be sued for and recovered by said Commission in the name of said County. And any con-

tractor or sub-contractor who receives payments for work done, knowing that such work was not done in conformity to the plans and specifications, or who receives payment on estimates which he knows to be in excess of the amount of the estimates should be for, shall be liable in an amount equal to three times the damage sustained by such action, which sum may be sued for and recovered by said Commission in the name of said County.

Section 13. No member of said Commission, and no person who has been a member of said Commission within six months from the time of the making of the contract, shall be directly or indirectly pecuniarily interested in any contract made by said Commission. And any and all contracts made in violation of this provision are declared to be void and against public policy, and no such contract shall be enforceable in any court for the benefit of any person whatsoever. Any money paid to any person on such a contract as is declared void in this section may be sued for and recovered for and in the name of said County by said Commission or the Board of Revenue, without abatement on account of the value of any work done or material furnished under the contract.

Section 14. No member of said Commission, and no person who has been a member of said Commission within six months from the time of making the sale, shall be directly or indirectly pecuniarily interested in the sale of any material or supplies to said Commission, or any contractor or sub-contractor, to be used in or in the furtherance of the work of said Commission, and no suit can or shall be maintained in any Court by the seller, or by any person or corporation claiming through the seller, for the purchase price or value of any material or supplies sold in violation of the provisions of this section. And said Commission or said Board of Revenue may, in the name of said county, sue for and recover from the seller the amount of all money paid such seller for material and supplies sold in violation of the provisions of this section.

Section 15. Said Commission shall cause to be kept full and accurate minutes of the acts and proceedings of its meetings, and shall preserve all books, plans, contracts, maps, engineers and architects reports and other papers acquired during the construction of the work herein authorized.

Section 16. The County Depository of Morgan County shall be the custodian of all money or monies heretofore realized or which may hereafter be realized from the sale of any warrants heretofore authorized to be issued and sold or any bonds hereafter to be issued and sold, authorized by special election, to be issued and sold for the purpose of erecting, building, constructing, repairing, remodeling, or reconstructing and equipping and outfitting, a Court House for said County, and all other funds derived from other sources for such purposes, and all such funds received by the County Depository shall be deposited in a special fund known as the "Court House Building Fund" and upon receipt of the first fund or funds by the County Depository of the "Court House Building Funds," it shall make and execute to the County of Morgan, a bond in such sum as may be fixed by the Commission, for the disbursement of said fund or funds, and the faithful discharge of his duties with respect to said fund or funds according to law; and it shall be the duty of the Commission and of the Board of Revenue of Morgan County, Alabama, to pay over to the County Depository any and all monies received by them or either of them from insurance collected, warrants heretofore authorized to be issued and sold or hereafter authorized to be issued and sold for the Court House Building purposes, and bonds that may hereafter be authorized to be issued and sold for the purpose of erecting, building, constructing, repairing, remodeling, or reconstructing, and equipping and outfitting a Court House and all special funds received or derived from such special sources, for Court House erecting, building, constructing, repairing, remodeling or reconstructing, and equipping and outfitting purposes, and said funds within

five days after receipt by either this Commission or the Board of Revenue of Morgan county, shall be paid over to the County Depository.

Section 17. It shall be the duty of the said Commission to semi-annually make to the Board of Revenue of Morgan County, a full and complete written report of its acts and doings, in which report it shall set forth a statement of all expenditures; and the County Depository shall also, semi-annually, make to the Board of Revenue an itemized statement of all warrants paid by it for any cost incurred in the erecting, building, constructing, repairing, remodeling, or reconstructing, and equipping and outfitting a Court House by said Commission; and said Board of Revenue shall cause said reports to be recorded in the records kept by said Board.

Section 18. The expenses of erecting, building, constructing, repairing, remodeling, or reconstructing, and equipping and outfitting said Court House done by said Commission, and all costs and expenses incident to doing any work, by the Commission authorized to be done by this Act, shall be paid out of money or monies received from the sale of warrants of the County heretofore authorized or hereafter authorized by the Board of Revenue, or otherwise authorized, for Court House purposes, and from the sale of bonds which may be hereafter authorized by a special election to be issued and sold for the purpose of erecting, building, constructing, repairing, remodeling, or reconstructing, and equipping and outfitting said Court House, and from the insurance money collected by the County of Morgan for the loss or damage sustained by reason of fire to former Court House and personal property, and shall be paid on warrants authorized by the Board of Revenue of said County, which shall not be authorized except on the written requisition therefor on the Board of Revenue of said County by the said Commission, and it shall be the duty of the Board of Revenue of said County to authorize and cause warrants to be drawn as and when requisitions are made by the said Commission on said Board of Revenue, and when said warrants are so drawn, it shall be the duty of the County Depository to pay the same from the special Court House Fund; however, in case of an "emergency" the Commission shall have the right, power and authority to issue warrants which shall be signed by the President and attested by the Clerk of the Commission, and it shall be the duty of the County Depository upon presentation of any such warrant to pay the same from said fund as if issued by the Board of Revenue of Morgan county, and all warrants so issued by the Commission shall be marked "emergency" and a report of the issuance of such warrant or warrants by the Commission shall promptly be made to the Board of Revenue of Morgan County, Alabama; and the Commission shall be the sole judge of the "emergency" for the issuance of such warrant or warrants.

Section 19. All money remaining in the custody of the County Depository of said County from the sale of warrants, sale of bonds, collection of insurance money, or money derived from other sources after the said Court House authorized to be erected, built, constructed, repaired, remodeled, reconstructed and equipped and outfitted has been completed, and all costs and expenses incident to the erection, building, constructing, repairing, remodeling, or reconstructing and equipping and outfitting has been paid, shall be used and applied under the direction and order of the Board of Revenue of said County in taking up and paying the now existing interest-bearing indebtedness of the County evidenced by warrants or bonds.

Section 20. The Commission is invested with any and all authority, right or power now possessed by the Board of Revenue of Morgan County, Alabama, in regard to the erecting, building, constructing, repairing, remodeling or reconstructing, and equipping and outfitting said Court House, and to provide funds in such manner and way as the Board of Revenue of Morgan County, Alabama, is now authorized by law for such purposes. Any such power or authority now given by law to said Board of Revenue

of Morgan County, Alabama, for such purposes, is hereby specifically conferred on said Commission.

Section 21. No member of said Commission shall receive any compensation for his services.

Section 22. No suit shall be maintained against said County for any act done or omitted by said Commission until and unless a claim therefor is filed with said Commission within ninety days from the commission or omission complained of, and in the event the said Commission declines or fails to pay such claim no suit shall be maintained thereon unless suit is filed in a Court having jurisdiction within six months from the time the claim is filed with said Commission.

Section 23. If any section, clause or provision of this Act shall be declared unconstitutional, it shall not affect any other section, clause or provision of this Act, but the same shall remain in full force and effect.

Section 24. This Act shall take effect immediately on its approval by the Governor.

John Patterson.

STATE OF ALABAMA,

County of Morgan.

Before me, R. T. Sheppard, a Notary Public, in and for said County in said State, this day personally appeared B. C. Shelton, who being first duly sworn deposes and says that he is the principal owner and the Managing Editor of the Decatur Daily, a paper of general circulation, published in the City of Decatur, County of Morgan, State of Alabama, that the above and foregoing, "State of Alabama, Morgan County. To whom it may concern: Notice is hereby given that a Local Bill will be introduced at the approaching Session of the Legislature of Alabama, which is to convene on June 7, 1927, and that application will be made for the passage of said Bill by the Legislature at said Session. The Bill is in substance as follows: "A Bill to be entitled an Act to provide for the erecting, building, repairing, remodeling, or reconstructing, and equipping and outfitting of a Court House for Morgan County, Alabama, in Decatur, Alabama, and to establish for the consummation of such purpose a Court House Commission; and to authorize and empower said Commission to erect, build, repair, remodel, or reconstruct, and equip and outfit a Court House for said County; to make temporary loans in anticipation of the collection of taxes; to invest the Commission with power and authority now held by the Board of Revenue of Morgan County, Alabama, for the purpose of erecting, building, repairing, remodeling, or reconstructing, and equipping and outfitting a Court House; to create and designate the funds from which the cost of said erection, building, repairing, remodeling, or reconstructing, and equipping and outfitting a Court House shall be paid; and to prescribe the powers and duties of said Commission, and the powers and duties of the Board of Revenue of Morgan County, and the County Depository incident to the erecting, building, repairing, remodeling, or reconstructing, and equipping and outfitting of said Court House." was published in the said Decatur Daily once a week for four consecutive weeks, namely: May 28th, June 4th, June 11th, and June 18th, 1927, and that the above and foregoing copy of said notice and bill is an exact copy of the same as published and appeared in said four issues of said newspaper.

B. C. Shelton,
Managing Editor, Decatur Daily.

Subscribed and sworn to before me, this the 20th day of June 1927.

(Seal) Robert Sheppard,
Notary Public, Morgan County, Alabama.

By Mr. Patterson. (With Notice and Proof) :

H. 634. For the relief of the Decatur Cornice & Roofing Company, Inc., a corporation, and to authorize, empower and require the City Council of the City of Decatur, Alabama, to pay to the said Company the sum of One Hundred Ninety and No/100 Dollars, (\$190.00) for the purpose of refunding to the said company the said sum, which it erroneously over-paid to the City of Albany, Alabama on the taxes on its personal property for the year 1919, and to reimburse the said Company in the said sum so over-paid.

Local Legislation.

Notice and Proof H. B. 634.

STATE OF ALABAMA,

Morgan County.

To Whom it May Concern:

Notice is hereby given that a Local Bill will be introduced at the approaching Session of the Legislature of Alabama, which is to convene on June 7, 1927, and that application will be made for the passage of said Bill by the Legislature at said Session. The Bill is in substance as follows:

AN ACT

For the relief of the Decatur Cornice & Roofing Company, Inc., a Corporation, and to authorize, empower and require the City Council of the City of Decatur, Alabama, to pay to the said Company the sum of One Hundred Ninety and No-100 Dollars, (\$190.00) for the purpose of refunding to the said Company the said sum, which it erroneously over-paid to the City of Albany, Alabama, on the taxes on its personal property for the year 1919, and to reimburse the said Company in the said sum so over-paid.

Be it Enacted by the Legislature of Alabama:

Section 1. That the City Council of the City of Decatur, Alabama, be and it is hereby authorized, empowered and required to pay to the Decatur Cornice & Roofing Company, Inc., a Corporation, the sum of One Hundred Ninety and No-100 Dollars (\$190.00) for the purpose of refunding to the said Company the said sum which it erroneously over-paid to the City of Albany, Alabama, (before said City was dis-incorporated and its territory annexed to the City of Decatur, Alabama, by the Act of the Legislature) and on the taxes on the personal property of the said Company for year 1919, and to reimburse the said Company in the said sum so over-paid.

Decatur Cornice & Roofing Company, Inc.,
By Henry R. Davis as its Sec'y.

STATE OF ALABAMA,

Morgan County.

Before me, the undersigned authority, this day personally appeared B. C. Shelton, who, being duly sworn deposes and says that he is the Managing Editor of the Decatur Daily, a newspaper published in the City of Decatur, County of Morgan and State of Alabama, and of general circulation in said City, County and State; that the notice of the proposed law, a copy of which is hereto attached, was published once a week for four consecutive weeks in the said Decatur Daily, and in the said City of Decatur, County of Morgan and State of Alabama, and was published in said newspaper on the following days and dates: On May 28th, on June 4th, on June 11th, and on June 18th, 1927; that the copy of said notice hereto attached is in the exact words and figures of said notice as published in the

said Decatur Daily on each of the aforesaid days and dates, and that notice of the said proposed law as shown by the copy hereto attached was published in and appeared in four issues of the said Decatur Daily and consecutively on each week and on the said May 28th, June 4th, June 11th, and June 18th, 1927.

B. C. Shelton,
Affiant.

Sworn to and subscribed before me this the 20 day of June, 1927.

Robert S. Sheppard,
Notary Public.

(Seal)

By Mr. Patterson (With notice and proof) :

H. 635. For the relief of the Decatur Cornice & Roofing Company, Inc., a Corporation, and to appropriate the sum of One Hundred Fifty-four and 38/100 Dollars, (\$154.38) out of any monies in the State Treasury not otherwise appropriated for the purpose of refunding to the said Company the said sum which it erroneously over-paid to the State of Alabama, on the taxes on its personal property for the year 1919, and to reimburse the said Company in the said sum so over-paid, and to authorize and require the State Auditor to draw his warrant in favor of the said Company in said sum upon the State Treasurer and to deliver the same to the said Company.

Appropriations.

Notice and Proof H. B. 635.

STATE OF ALABAMA,
Morgan County.

To Whom it May Concern:

Notice is hereby given that a Local Bill will be introduced at the approaching Session of the Legislature of Alabama, which is to convene on June 7, 1927, and that application will be made for the passage of said Bill by the Legislature at said Session. The Bill is in substance as follows:

AN ACT

For the relief of the Decatur Cornice & Roofing Company, Inc., a Corporation, and to appropriate the sum of One Hundred Fifty Four and 38-100 Dollars (\$154.38) out of any monies in the State Treasury not otherwise appropriated for the purpose of refunding to the said Company the said sum which it erroneously over-paid to the State of Alabama, on the taxes on its personal property for the year 1919, and to reimburse the said Company in the said sum so over-paid, and to authorize and require the State Auditor to draw his warrant in favor of the said Company in said sum upon the State Treasurer and to deliver the same to the said Company. Be it Enacted by the Legislature of Alabama:

Section 1. That the sum of One Hundred Fifty-Four and 38-100 Dollars, (\$154.38), is hereby appropriated for the purpose of refunding to the Decatur Cornice & Roofing Company, Inc., a Corporation, the said sum of One Hundred Fifty-Four and 38-100 Dollars, (\$154.38), which it erroneously over-paid to the State of Alabama, on the taxes on its personal property for the year 1919, and to reimburse the said Company in the said sum so over-paid.

Section 2. Be it Further Enacted, That the State Auditor be and he is hereby authorized and required to draw a warrant on the State Treasurer for the said sum of One Hundred Fifty-Four and 38-100 Dollars (\$154.38), in favor of the said Decatur Cornice & Roofing Company, Inc., and to deliver said warrant to the said Company.

Decatur Cornice & Roofing Company, Inc.,
By Henry R. Davis as its Sec'y.

May 28, June 4-11-18.

STATE OF ALABAMA,
Morgan County.

Before me, the undersigned authority, this day personally appeared B. C. Shelton, who, being duly sworn deposes and says that he is the Managing Editor of the Decatur Daily, a newspaper published in the City of Decatur, County of Morgan and State of Alabama, and of general circulation in said City, County and State; that the notice of the proposed law, a copy of which is hereto attached, was published once a week for four consecutive weeks in the said Decatur Daily, and in the said City of Decatur, County of Morgan and State of Alabama, and was published in said newspaper on the following days and dates: On May 28th, on June 4th, on June 11th, and on June 18th, 1927; that the copy of said notice hereto attached is in the exact words and figures of said notice as published in the said Decatur Daily on each of the aforesaid days and dates, and that notice of the said proposed law as shown by the copy hereto attached was published in and appeared in four issues of the said Decatur Daily and consecutively on each week and on the said May 28th, June 4th, June 11th, and June 18th, 1927.

B. C. Shelton,
Affiant.

Sworn to and subscribed before me this the 20 day of June, 1927.

Robert T. Sheppard,
Notary Public.

(Seal)

By Mr. Patterson (With notice and proof) :

H. 636. For the relief of the Decatur Cornice & Roofing Company, Inc., a corporation, and to authorize, empower and require the Board of Revenue of Morgan County, Alabama, to pay to the said Company the sum of Two Hundred Forty-nine and 38/100 Dollars, (249.38) for the purpose of refunding to the said Company the said sum, which it erroneously over-paid to the County of Morgan, on the taxes on its personal property for the year 1919, and to reimburse the said Company in the said sum so over-paid.

Local Legislation.

Notice and proof H. 636.

STATE OF ALABAMA,
Morgan County.

To Whom it May Concern:

Notice is hereby given that a Local Bill will be introduced at the approaching Session of the Legislature of Alabama, which is to convene on June 7, 1927, and that application will be made for the passage of said Bill by the Legislature at said Session. The Bill is in substance as follows:

AN ACT

For the relief of the Decatur Cornice & Roofing Company, Inc., a Corporation, and to authorize, empower and require the Board of Revenue of Morgan County, Alabama, to pay to the said Company the sum of Two Hundred Forty Nine and 38-100 Dollars, (\$249.38) for the purpose of refunding to the said Company the said sum, which it erroneously over-paid to the County of Morgan, on the taxes on its personal property for the year 1919, and to reimburse the said Company in the said sum so over-paid.

Be it Enacted by the Legislature of Alabama:

Section 1. That the Board of Revenue of Morgan County, Alabama, be and it is hereby authorized, empowered and required to pay the Decatur Cornice & Roofing Company, Inc., a Corporation, the sum of Two Hundred Forty Nine and 38-100 Dollars, (\$249.38), for the purpose of refunding to the said Company the said sum, which it erroneously over-paid to the County of Morgan, on the taxes on its personal property for the year 1919, and to reimburse the said Company in the said sum so over-paid.

Decatur Cornice & Roofing Company, Inc.,

By Henry R. Davis, as its Sec'y.

STATE OF ALABAMA,

Morgan County.

Before me, the undersigned authority, this day personally appeared B. C. Shelton, who, being duly sworn deposes and says that he is the Managing Editor of the Decatur Daily, a newspaper published in the City of Decatur, County of Morgan and State of Alabama, and of general circulation in said City, County and State; that the notice of the proposed law, a copy of which is hereto attached, was published once a week for four consecutive weeks in the said Decatur Daily, and in the said City of Decatur, County of Morgan and State of Alabama, and was published in said newspaper on the following days and dates: On May 28th, on June 4th, on June 11th, and on June 18th, 1927; that the copy of said notice hereto attached is in the exact words and figures of said notice as published in the said Decatur Daily on each of the aforesaid days and dates, and that notice of the said proposed law as shown by the copy hereto attached was published in and appeared in four issues of the said Decatur Daily and consecutively on each week and on the said May 28th, June 4th, June 11th, and June 18th, 1927.

B. C. Shelton,
Affiant.

Sworn to and subscribed before me this the 20 day of June, 1927.

Robert S. Sheppard,
Notary Public.

(Seal)

By Mr. Ware (With notice and proof):

H. 637. To further prescribe the times of elections and terms of office of the County Commissioners of Randolph County, Alabama.

Local Legislation.

Notice and Proof H. 637.

STATE OF ALABAMA,

Randolph County.

Before me, P. A. Hurst, a Notary Public in and for said State and County, personally appeared O. H. Stevenson, being by me first duly sworn, deposes and says on oath that he is editor and publisher of the Roanoke Leader, a newspaper published in Randolph County, Alabama; that a bill to further provide for the election and term of office of the members of the

Commissioners' Court of Randolph County, Alabama, a copy of which bill is hereto attached and made a part hereof, was published in full in said newspaper on the following dates, to-wit:

The 11th day of May, 1927.

The 18th day of May, 1927.

The 25th day of May, 1927.

The 1st day of June, 1927.

O. H. Stevenson,
Pub. Roanoke Leader.

Sworn to and subscribed before me on this 20th day of June, 1927.

P. A. Hurst,
Notary Public.

(Seal)

PROPOSED LOCAL LEGISLATION

The following bill will be introduced at the 1927 session of the Legislature of Alabama:

A Bill to be entitled an Act to further prescribe times of elections and terms of office of the county commissioners of Randolph County, Alabama.

Be it Enacted by the Legislature of Alabama:

Section 1. That from and after the passage of this Act, the times of election of the County Commissioners of Randolph County, Alabama, shall be every two years on the dates provided by law for the general election in the several counties of the State of Alabama; provided that at the next general election to be held in said state and county the term of office of the two candidates standing for such election receiving the highest number of votes cast at such general election shall be for four years and the term of office of the two candidates standing for such election receiving the next highest number of votes at such general election, shall be for two years; provided that in case of a tie vote, or the candidates at such election receiving the same number of votes, such candidates shall draw lots for the long and short term. That thereafter two county commissioners for said county shall be elected every two years, whose term of office shall be four years.

Section 2. That all laws and parts of laws in conflict with the provisions of this act be and the same are hereby repealed.

By Mr. Smith (Notice and Proof) :

H. 638. To establish an additional or branch court house at Phenix City, in Russell County, Alabama; to divide the county into Northern and Southern divisions for such circuit court and to fix the boundary line between the two: To provide for the manner and form of the process for causes to be heard in the different divisions; to require certain officers of the county to keep an office at such branch court house; to fix the duties and compensation for such officers; to provide for grand and petit juries; to fix the jurisdiction and venue of each division of both civil and criminal cases, and to provide for the removal of such cases from one division to the other; to provide the method of appeal from inferior courts to the respective divisions of the Circuit Court; to fix requirements as to the confinement of prisoners in the county jail; to provide for the jury and non-jury terms of circuit court in said divisions; to fix the method of determining said terms: To provide for regular and special meet-

ings of the Board of Revenue of said County in each division; to declare and fix the duties of the Judge of Probate with reference to said branch office and the two divisions; to provide for the penalty for failure to comply with his duty and to fix compensation therefor; to provide for the holding of county court in each division and the jurisdiction of cases as to the said divisions; to provide for the appointment of a deputy clerk and fix his compensation : To require Phenix City, in Russell County, Alabama, to furnish quarters for the said county officers, safe-keeping of the records thereof, and for the furnishing of said offices with furniture, fixtures, equipment, etc.: To provide for the furnishing of books and stationery by the County; to fix the method and time by which said Act shall be and be declared to be operate and effective, and the time within which the first term of the circuit court shall be held in said Northern division; to fix the duties and provide the compensation of the tax collector and tax assessor with reference to said branch or additional court house and division.

Local Legislation.

Notice and Proof H. B. 638.

NOTICE

Notice is hereby given of the intention to introduce and apply for the passage thereof of the following Local Legislation, affecting the County of Russell, and that a bill in substance as follows will be introduced in the coming session of the Legislature of the State of Alabama:

Be it Enacted by the Legislature of Alabama:

Section 1. That there is hereby established a branch Court House at Phenix City, in Russell County, Alabama, the same to be located in that part of Phoenix City, Russell County, Alabama, that formerly was Girard, Russell County, Alabama, said Phoenix City now comprising what was formerly Girard, Russell County, Alabama, and what was formerly Phenix City, Lee County, Alabama, by act of the Legislature approved August 9, 1923, and to this end and for the purposes hereinafter expressed, the County of Russell be and the same is hereby divided as follows:

Commencing on the Western boundary line of Russell County at a point equally distant from the North boundary line and the South boundary line of Township 16, and running thence East along the line equally distant from the said North boundary line and to the said South boundary line of said Township 16, to the Big Uchee Creek, thence down said Big Uchee Creek to the Western boundary line of Range 30, thence South along the West side of Range 30 to the South boundary of Township 15, and thence east to the Chattahoochee River, which said division places the said Phoenix City, in Russell County, Alabama, on one side of said boundary line and Seale, Russell County, Alabama, on the other side of said boundary line, and the two said divisions shall be known as the Northern and the Southern Divisions of the Circuit Court of Russell County.

Section 2. That all process for causes to be heard in the Circuit Court of Russell County at Seale shall be designated Southern Division, and that all process for causes to be held in the Circuit Court of Russell County at Phoenix City, in Russell County shall be designated Northern Division.

Section 3. That the Clerk of the Circuit Court shall keep an office at the Court House in Seale and another office in Phoenix City in Russell County, and that the records, dockets and papers of causes to be heard in the Southern Division shall be kept in his office at Seale, and the records, dockets and papers of causes to be heard in the Northern Division shall be kept in his office in Phoenix City in Russell County; that said Clerk may reside in Seale, Alabama, or in Phenix City, Russell County, Alabama, but said Clerk shall have a competent assistant at the place where he does not attend or reside in person, and both offices shall be kept open for the transaction of business as is required by law of clerks of the Circuit Court.

Section 4. That grand and petit juries shall be drawn from and serve in their respective divisions to be held in the two said named Courts of Russell County for the Circuit Court of Russell County as is provided by law, the time and place of their service to be designated by the officers drawing and summoning them.

Section 5. That the division in which criminal cases shall be tried shall be the division in which the crime is committed; but the grand jury of either division may indict for offenses committed in the same or other division, and whenever a defendant is indicted for an offense and the case is docketed for trial in the division in which the crime was not committed, then and in this event it shall be the duty of the Judge of the Circuit Court on application of such defendant or his attorney, in writing, or in open Court, to transfer said cause to the division of the Circuit Court of Russell County in which the crime was committed, provided, of course, the Judge is convinced the application speaks the truth, said defendant to be there tried on the original papers the same as if the process had been returnable to the Circuit Court for that division.

Section 6: That whenever a civil case shall be pending in the Court to be held at Seale, if the defendant shall reside in the division known as the Northern Division, it shall be the duty of the Judge of the Circuit Court on application of such defendant, or his attorney, in writing, or in open court, to transfer said cause to the court held in the Northern Division, provided the Judge is convinced that the application speaks the truth, to be there tried on the original papers the same as if the process had been returnable to the Circuit Court of Russell County for the Northern Division.

Section 7. That whenever a civil case shall be pending in the Court to be held for the Northern Division, if the defendant shall reside in the division known as the Southern Division, it shall be the duty of the Judge of the Circuit Court on application of such defendant, or his attorney in writing, or in open Court, to transfer said cause to the Court held for the Southern Division, provided the Judge is convinced that the application speaks the truth, to be there tried on the original papers the same as if the process had been returnable to the Circuit Court for the Southern Division.

Section 8: That the person employed by the Clerk of the Circuit Court to keep an office at Seale or Phoenix City in Russell County, as the case might be, shall in the name of such Clerk have and exercise all the powers now or hereafter vested in the Clerks of the Circuit Court in this State, and the Clerk of the Circuit Court shall be responsible for all of the acts, defaults and omissions of such person so appointed as his deputy and may require bond of such person in the same amount as he is required to give as the Clerk of the Circuit Court and conditioned in like terms as his bond as such Clerk.

Section 9. That in all cases of appeal from the Justice, Probate or other inferior court where appeals or any other appellate process lies to the Circuit Court of Russell County, appeal shall be governed by and taken to the Circuit Court of Russell County in the division in which such case was

tried in such inferior court, and all preliminary hearings before a Justice of the Peace or other inferior court shall likewise fall within the jurisdiction and be presented to or returnable to grand juries or the Circuit Court in the jurisdiction in which the offense was committed.

Section 10. That any person indicted or bound over to answer any criminal offense in said County, if unable to get bond for his appearance, shall be confined in the County jail at Seale, and any prisoners in said County shall be confined in said jail, except when court is in session and proper quarters are provided for the defendants or criminals in Phoenix City in Russell County, in which event said defendants or criminals may be kept in such appropriate place temporarily and this provision shall obtain and be in force until permanent and satisfactory quarters are provided in Phoenix City in Russell County for such criminals and prisoners and this provision shall apply to all persons required to be confined in the County jail of Russell County, Alabama.

Section 11: Provided, however, that as to civil matters the court in which the land, the subject matter of litigation, lies shall have jurisdiction of the litigation pertaining thereto when the land is the material matter involved in such litigation.

Section 12. That Circuit Court Jury term, shall be held twice each year, and non-jury term shall be held twice each year, in each of said jurisdictions in Russell County. The time of holding the same shall be fixed by the Circuit Judge of the Third Judicial Circuit and the same shall be held under the same provisions, rules and regulations and laws as Circuit Court is held in Seale, Alabama, and in other counties in said Third Judicial Circuit.

Section 13. That the Board of Revenue of Russell County, Alabama, shall hold four regular meetings per annum, two of said regular meetings shall be held in Seale and two of such regular meetings shall be held in Phoenix City in Russell County, Alabama, and said regular meetings of the Board of Revenue and special meetings shall be held at such time as the Board of Revenue may adopt by resolution spread upon its minutes and thereafter published in some newspaper published in Russell County, Alabama. The purpose of this provision being not to limit the said Board to four regular meetings per annum as a maximum, but as a minimum—said Board may have regular meetings as often as it deems necessary and advisable by so determining in such resolution which shall be published as hereinabove provided.

Section 14. That it shall be the duty of the Judge of Probate of Russell County Alabama, to keep an office in the City of Phoenix City in Russell County, for the record of conveyances and other papers required to be admitted to record in the conveyance records of said county, and that he shall record in such records such conveyances and instruments as may be offered, in the same manner as now prescribed by law for recording such instruments in his office at the court house of said county.

That within the first three days of each month, said Judge of Probate shall prepare a list of all such instruments filed and recorded in said office at Phoenix City, in Russell County, designating the parties to said instruments, the date and amount in the same, a full description of all the property covered by the same, when due, and the date of filing and recording, and the book and page in which recorded, and shall record such list in the conveyance records in his office at the court house in Seale, indexing the same in the same manner as if the said instruments were recorded in full therein.

That in like manner, within the first three days of each month, said Judge of Probate shall make similar lists of the instruments filed and recorded in his office at the court house in Seale and cause such lists to be

in like manner recorded and indexed in the conveyance records in his office at Phoenix City, in Russell County.

That any instrument so filed and recorded in the office of said Judge of Probate in Phoenix City, in Russell County, or in the office of said Judge of Probate at Seale, shall operate as notice, and be, in all respects held and regarded and of the same force and effect as if filed and recorded in the probate office at the court house of said county prior to the passage of this Act.

That a failure to make out and have recorded the lists of conveyances and instruments, as required by this Section, by the said Judge of Probate, shall render the said Judge of Probate liable on his official bond and personally for any damage occasioned by his failure herein.

Section 15: That the same law that governs and controls the office of the Judge of Probate shall obtain and apply to the office of the Judge of Probate in the branch court house at Phoenix City, in Russell County.

Section 16: That the Judge of Probate Court as Judge of the County Court of Russell County, Alabama, shall hold County Court in the Southern Division on the first Monday in each month and in the Northern Division on the second Monday in each month. And in each division said court may continue in session until the cases ready for trial are disposed of.

Section 17: That the same provisions hereinabove fixed as to jurisdiction in the Circuit Court and the two Divisions thereof shall apply and control as to jurisdiction in the County Court cases in and for the said two Divisions.

Section 18: That the Judge of Probate shall appoint a deputy or clerk, and said deputy or clerk shall be paid a salary, by the county, the same to be paid to him directly in twelve equal monthly installments, per year, to go as compensation to such deputy or clerk who serves for the Probate Judge in the office of the Probate Judge at Phoenix City in Russell County. The Judge of Probate upon the appointment by him of such deputy shall certify such appointment to the Board of Revenue of Russell County and thereupon the Board of Revenue shall fix the salary of such deputy or clerk in such amount as said Board of Revenue may deem fair and proper; provided, however, that in no event shall such deputy or clerk be paid more than \$1200.00 per annum.

Section 19: That the Clerk of Circuit Court shall appoint a deputy clerk of the Circuit Court, and said deputy clerk shall be paid a salary by the County, the same to be paid to him directly in twelve equal monthly installments, per year, to go as compensation to such deputy clerk, who shall keep an office in the jurisdiction in which the clerk himself does not reside and keep an office, and said deputy clerk shall have the same rights, powers and duties as the Clerk of Circuit Court. The Clerk of Circuit Court upon the appointment by him of such deputy clerk shall certify such appointment to the Board of Revenue of Russell County, and thereupon the Board of Revenue shall fix the salary of such deputy clerk in such amount as said Board of Revenue may deem fair and proper provided, however, that in no event shall such deputy clerk be paid more than \$1200.00 per annum.

Section 20: That the same man who is designated as deputy clerk of the Circuit Court may also be designated as deputy or Probate Clerk or vice versa, who may occupy and fill both offices.

Section 21: That the Sheriff and the Sheriff's deputy shall serve both courts and do and perform all duties that are incumbent upon such Sheriff in both jurisdictions alike.

Section 22. It shall be the duty of the City of Phoenix City, in Russell County, Alabama, to furnish quarters for holding said Court and a suitable and proper place for the safe keeping of all the necessary records of the County officers and to furnish such officers or their deputies with proper

offices and furnish and provide all office furniture, fixtures and equipment, and this provision shall be in force and obtain until such time as the county sees fit to erect or supply permanent quarters, or quarters to be owned by the County.

Section 23: That Russell County, by and thru its Board of Revenue shall furnish all necessary books and stationery for the Northern Division as are now furnished for the County officers at Seale, and when they deem the County financially able shall have records of all liens and conveyances of property located in the northern divisions transcribed into well bound books, certified to as being true copies and filed in the office of the Judge of Probate in the northern division.

Section 24. That this Act shall go into effect and become operative as soon as such suitable quarters and place for holding court and safe keeping of the records of such courts and officers shall be provided by the City of Phoenix City, in Russell County.

Section 25: That the Board of Revenue of Russell County, Alabama, be and it is hereby vested with the power and authority to decide and determine as to when such quarters have been supplied and furnished and are in readiness, and shall express their decisions concerning such by resolution spread upon the minutes of said Board of Revenue and a copy of said resolution duly certified shall be sent by the Board of Revenue to the various officers of Russell County affected hereby, and a copy shall be sent by such Board to the Circuit Judge of the Third Judicial Circuit, which shall be notice to all of said officers of the effectiveness of this Enactment.

Section 26. The Circuit Judge of the Third Judicial Circuit be and he is hereby authorized and directed within ninety days from receipt of the certified copy of resolution of the Board of Revenue of Russell County, declaring that suitable and proper quarters have been supplied and are in readiness by the City of Phoenix City in Russell County, under the terms and provisions of this Act to fix the time of holding the non-jury terms, and jury terms of the Circuit Court of Russell County in said two jurisdictions designated—the Northern Division and the Southern Division of the Circuit Court of Russell County, Alabama.

Section 27: That the Tax Collector of Russell County shall appoint a deputy tax collector, who shall keep an office open in the Northern Division at Phoenix City, in Russell County, who shall have the right as the deputy of such tax collector to perform all duties of the tax collector and taxes may be paid to him the same as the tax collector. Such deputy tax collector shall be required to give bond in the same manner and amount as the tax collector is now required to give bond and subject to the same requirements and restrictions.

Section 28: That the Tax Assessor of Russell County shall appoint a deputy tax assessor, who shall keep an office open in the Northern Division at Phoenix City, in Russell County, who shall have the right as the deputy of such tax assessor to perform all the duties of the tax assessor, and taxes may be assessed with him the same as the tax assessor.

Section 29: Nothing herein contained shall in any way affect the general Statutes of the State of Alabama, declaring the Circuit Court to be always open and in session, except at the stated times of adjournment, which shall still control and be effective as to the Circuit Court of Russell County, Alabama, in both divisions.

Section 30: That if any provision or section of this Act shall be declared unconstitutional or void, it shall not affect the remaining sections or provisions, and such remaining sections or provisions shall stand and remain in full force.

Section 31: That all laws, local or general, in conflict with the provisions hereof, be and the same are hereby repealed.

STATE OF ALABAMA.

Russell County.

Before me, Isabel A. Moses, a Notary Public in and for said County and State, personally appeared J. J. Moses, who being by me first duly sworn, deposes and says, that he is the Editor and Publisher of the Phenix-Girard Journal, and that the notice of intention to apply for the passage of Local Act, a copy cut from the Phenix-Girard Journal, being hereto attached and made a part hereof as fully and as completely as if set out herein fully, was published in the Phenix-Girard Journal once a week for four consecutive weeks, the first publication having been made on the 27th day of May, 1927, and it was published thereafter once each week, making in all four consecutive weeks.

Affiant further states on oath that the said Phenix-Girard Journal is a newspaper published in Russell County, Alabama, the county which is to be affected by the Local Legislation incorporated in said proposed bill and said notice was given in accordance with the intent, purpose and requirement of Section 106 of the Constitution of Alabama, 1901.

J. J. Moses.

Sworn to and subscribed before me, this 20th day of June, 1927.

Isabel A. Moses.

(Seal)

Notary Public Russell County, Alabama.

By Mr. Ward of Tuscaloosa:

H. 639. To provide for the revision, codification, digesting and promulgation of the public Statutes of Alabama relating to Education.

Education.

By Mr. Pegues (By request):

H. 640. To provide for the training of mentally retarded children of school age in towns of 6000 or more population.

Education.

By Mr. Jordan of Etowah:

H. 641. To amend Section 3991 of the Code of Alabama.

Public Health.

Mr. Tunstall from the Committee on Rules returned to the House the following Resolution with a favorable report:

HOUSE JOINT RESOLUTION.

By Mr. Goode:

H. J. R. 66. Whereas, The Congress of the United States has passed an Act approved by the President February 24, 1925, entitled, "An Act to authorize the more complete endowment of agricultural experiment stations and for other purposes," and

Whereas, It is provided in Section 2 of said act that "the grants of money authorized by this Act are made subject to legislative assent of the several states and territories to the purpose of said grants"; therefore be it

Resolved by the House, the Senate concurring, that the assent of the Legislature of the State of Alabama be and is hereby given to the purposes of the grants made in this Act, and that

the Trustees of the Alabama Polytechnic Institute are hereby authorized and empowered to receive and apply them for the benefit of the agricultural experiment station in accordance with the terms and conditions expressed in the Act of Congress aforesaid.

And the resolution was adopted.

BILLS ON SECOND READING

Mr. Ware, Chairman of the Standing Committee on Appropriations, reported that said Committee in session had acted on the following bill and ordered same returned to the House with a favorable report:

H. 88. To appropriate Two Hundred and Fifty-five Thousand (\$255,000.00) Dollars to the Alabama Home for the construction and equipment of needed buildings, sewers, septic tanks and the acquisition of a colony for boys.

Mr. Morrow, Chairman of the Standing Committee on Local Legislation, reported that said Committee in session had acted on the following bills and ordered same returned to the House with a favorable report:

H. 557. To vacate all public roads, trails, paths, highways and passageways, into, through, over on or across the Southeast quarter ($SE\frac{1}{4}$) and the Southeast quarter of the Northeast quarter ($SE\frac{1}{4}$ of $NE\frac{1}{4}$) of Section Fourteen (14), the Northeast quarter ($NE\frac{1}{4}$) and the North half of the Southeast quarter ($N\frac{1}{2}$ of $SE\frac{1}{4}$) of Section Twenty-three (23), the Southwest quarter ($SW\frac{1}{4}$), the South half of the Northwest quarter ($S\frac{1}{2}$ of $NW\frac{1}{4}$), the Southwest quarter of the Northeast quarter ($SE\frac{1}{4}$ of $NE\frac{1}{4}$) and the West half of the Southeast quarter ($W\frac{1}{2}$ of $SE\frac{1}{4}$) of Section Thirteen (13) and the West Half ($W\frac{1}{2}$) and the west half of the East half ($W\frac{1}{2}$ of $E\frac{1}{2}$) of Section Twenty-four (24), Township nineteen (19) South, Range Five (5) West, Jefferson County, Alabama, except a right of way fifty feet in width through the Northwest quarter of South-east quarter of Section 13: The South-west quarter of North-east quarter and West half of South-east quarter of Section 24, in said township and range, said right of way being twenty-five feet wide on each side of the following described center lines: Begin at the northeast corner of the north-west quarter of South-east quarter of said Section 13; thence in a southerly direction along the eastern boundary of said quarter-quarter section 47.4 feet to point of beginning of center line of right of way herein described; thence turning an angle of 21 degrees and 26 minutes and 30 seconds to the right 353.6 feet in a southwesterly direction along a straight line to point of beginning of the arc of a curve turning to the left and having a

radius of 716.78 feet, said straight line being tangent to said arc of said curve, said arc of said curve being subtended by a central angle of 48 degrees and 22 minutes thence in a southerly direction along said arc of said curve 604.6 feet to point of beginning of a straight line tangent to said arc; thence in a southeasterly direction along said straight line 224.6 feet more or less to intersection with the eastern boundary of said quarter-quarter section, said intersection forming an angle of 26 degrees and 55 minutes and 30 seconds and being 165.9 feet north of the south-east corner of said quarter-quarter section. Also begin at the northeast corner of the south-west quarter of north-east quarter of said Section 24; thence in a southerly direction along the eastern boundary of said quarter-quarter section 404.9 feet to point of beginning of center line of right of way herein described, said center line being the arc of a curve turning to the left in a southwesterly direction and having a radius of 1146.28 feet, a tangent to said arc of said curve at said point of intersection forming an angle of 26 degrees and 1 minute with said eastern boundary of said quarter-quarter section, said arc of said curve being subtended by a central angle of 25 degrees and 38 minutes; thence in a southwesterly direction along said arc of said curve 512.7 feet to point of beginning of a straight line tangent to said arc; thence in a southerly direction along said straight line 1372.6 feet to point of beginning of the arc of a curve turning to the right and having a radius of 573.69 feet, said straight line being tangent to said arc of said curve, said arc of said curve being subtended by a central angle of 17 degrees and 45 minutes; thence in a southerly direction along said arc of said curve 177.5 feet to point of beginning of a straight line tangent to said arc; thence in a southwesterly direction along said straight line 705.00 feet to point of beginning of the arc of a curve turning to the right and having a radius of 573.69 feet, said straight line being tangent to said arc of said curve, said arc of said curve being subtended by a central angle of 32 degrees and 10 minutes; thence in a southwesterly direction along said arc of said curve 321.7 feet to point of beginning of a straight line tangent to said arc; thence in a southwesterly direction along said straight line 743.3 feet to point of beginning of the arc of a curve turning to the left and having a radius of 573.69 feet, said straight line being tangent to said arc of said curve, said arc of said curve being subtended by a central angle of 18 degrees and 08 minutes and 30 seconds; thence in a southwesterly direction along said arc of said curve 181.62 feet more or less to intersection with the southern boundary of the South-west quarter of South-east quarter of said Section 24, a tangent to said arc of said curve at said point of intersection forming an angle of 58 degrees and 37 minutes and 30 seconds with said

southern boundary, and said intersection being 1241.4 feet west of the Southeast corner of said quarter-quarter section.

H. 558. To ratify and confirm the action of the City of Bessemer in granting a franchise to Hercules Powder Company, its successors, licensees, lessees and assigns, to build, maintain and operate a plant or factor for the manufacture and storage of powder, dynamite, nitro-glycerine, gun cotton, gelatin, and any and all other explosives, together with the right to construct, maintain and operate all buildings, machinery, tracks and other things which may be necessary or convenient in the construction, maintenance or operation of such plant or factory upon any or all of the following described property: The Southwest quarter ($SW\frac{1}{4}$), the West half of the Southeast quarter ($W\frac{1}{2}$ of $SE\frac{1}{4}$), the Southwest quarter of the Northeast quarter ($SW\frac{1}{4}$ of $NE\frac{1}{4}$), and the South half of the Northwest quarter ($S\frac{1}{2}$ of $NW\frac{1}{4}$) of Section Thirteen (13), the South-east quarter ($SE\frac{1}{4}$) and the Southeast quarter of the Northeast quarter ($SE\frac{1}{4}$ of $NE\frac{1}{4}$) of Section Fourteen (14), the Northeast quarter ($NE\frac{1}{4}$) and the North half of the Southeast quarter ($N\frac{1}{2}$ of $SE\frac{1}{4}$) of Section Twenty-three (23) and the West half ($W\frac{1}{2}$) and the West half of the East half ($W\frac{1}{2}$ of $E\frac{1}{2}$) of Section Twenty-four (24), all in Township nineteen (19) South, Range Five (5) West, Jefferson County, Alabama.

H. 559. To grant to Hercules Powder Company its successors, licensees, lessees and assigns, the right or franchise to build, maintain and operate a plant or factory for the manufacture and storage of any and all explosives, together with the right to construct, maintain and operate all building, machinery, tracks and other things which may be necessary or convenient in the construction, maintenance or operation of such plant or factory, upon any or all of the following described property: The Southwest quarter ($SW\frac{1}{4}$), the West half of the Southeast quarter ($W\frac{1}{2}$ of $SE\frac{1}{4}$), the southwest quarter of the Northeast quarter ($SW\frac{1}{4}$ of $NE\frac{1}{4}$), and the South half of the Northwest quarter ($S\frac{1}{2}$ of $NW\frac{1}{4}$) of Section Thirteen (13), the Southeast quarter ($SE\frac{1}{4}$) and the Southeast quarter of the Northeast quarter ($SE\frac{1}{4}$ of $NE\frac{1}{4}$) of Section fourteen (14), the Northeast quarter ($NE\frac{1}{4}$) of the North half of the Southeast quarter ($N\frac{1}{2}$ of $SE\frac{1}{4}$) of Section Twenty-three (23) and the West half ($W\frac{1}{2}$) and the West half of the East half ($W\frac{1}{2}$ of $E\frac{1}{2}$) of Section Twenty-four (24), all in Township nineteen (19) South, Range Five (5) West, Jefferson County, Alabama.

H. 594. To make it lawful for any person or persons to use fish traps with fingers or slats not less than one and one-half inches apart for the purpose of taking or catching fish in the Choctawhatchee River, in the Big Abby Creek, in the Blackwoods Creek, Omercer Creek, or any part of said streams that

lie withn Henry County, Alabama, and to further regulate the operation of such traps.

H. 593. To provide for the Election of a County Superintendent of Education for Henry County, Alabama, to fix his term of office, to prescribe his salary, and manner of payment, to define his qualifications, powers and duties, and to provide for the election of his successor in office.

Mr. Ward of Tuscaloosa, Chairman of the Standing Committee on Education, reported that said Committee in session had acted on the following bills and ordered same returned to the House with a favorable report:

H. 121. To amend Section 9 of Article 12 of an Act approved September 26, 1919, to provide a complete educational system for the State of Alabama.

H. 134. "To provide for contests of elections held for the purpose of levying a special district tax for public school purposes."

H. 459. To amend Section 1464 of the Code of Alabama.

H. 546. To amend an act entitled an Act to prescribe the qualifications of persons who may hold the office of county Superintendents of Education in the several counties of the State; to regulate the employment or election of County Superintendents of Education, and to prescribe penalties for the violation of the provisions of this Act, approved October 1, 1923.

The above and foregoing Bills were severally read a second time and placed on the Calendar.

MESSAGE FROM THE SENATE

Mr. Speaker:

The President of the Senate having signed the following S. J. R., your signature thereto is requested:

S. J. R. 50: Relative to extending sympathy to the flood sufferers and petitioning the President of the United States to take the necessary steps to remedy conditions in the flooded district.

J. E. Speight,
Secretary.

SIGNING OF SENATE JOINT RESOLUTION

The Speaker of the House in the presence of the House, immediately after the title had been publicly read by the Clerk, the reading at length having been dispensed with by a two-thirds vote of a quorum present, signed the Senate Joint Resolution, the title to which is set out in the above and foregoing Message from the Senate.

MESSAGE FROM THE SENATE

Mr. Speaker :

The Senate has originated and adopted the following Joint Resolution and sends same herewith to the House :

By Rules Committee :

S. J. R. 53. Resolved by the Senate, the House concurring, that when the two Houses adjourn today, that they adjourn to meet again on Friday, June 24th, 1927.

J. E. Speight,
Secretary.

SENATE MESSAGE

On motion of Mr. Tunstall the House concurred in and adopted the S. J. R. 53 set out in the above and foregoing Message from the Senate.

REPORT OF STANDING COMMITTEE ON ENROLLED BILLS

Mr. Speaker :

Your Standing Committee on Enrolled Bills reports that it has examined the following House Bills :

H. 124. To amend Sections 7167, 7168, 7171 and 7172 of Article 23, of the Code of Alabama of 1923.

Also :

H. 135. To fix the salary of the deputy solicitor for Escambia County, Alabama, and provide for the manner of payment of the same.

Also :

H. 201. To abolish the board of revenue of Choctaw County, to establish in lieu thereof a board of commissioners of Choctaw County and to define and regulate its authority, powers and duties, to divide the county into four commissioners' districts, to provide for appointment and election of the members of said board and to provide for their salaries and fix their terms of office.

Also :

H. 202. To amend an Act entitled An Act to impose a per capita Road Tax in lieu of Personal Service on the Public Roads of Choctaw County, Alabama, to provide for the Collection of such Tax and the Disposition of the Proceeds thereof ; to provide for the appointment of a Road Supervisor for said county ; to provide for the appointment of Road Overseers ; to authorize the appointment of a Road Engineer, and to otherwise provide for the more efficient construction, maintenance and im-

provement of the Public Roads and Bridges in said Choctaw County, Alabama, approved Sept. 27, 1923.

Also:

H. 255. To exempt from taxation lands in the purchsae of which a municipality has invested money pursuant to the terms of a lease sale contract or option agreement.

Also:

H. 285. To amend Section 88 and 89 of Chapter 9 of the Code.

And finds same correctly enrolled.

Robt. B. Harwood,
Chairman.

SIGNING OF BILLS

The Speaker of the House in the presence of the House, immediately after the titles had been publicly read by the Clerk, the reading at length having been dispensed with by a two-thirds vote of a quorum present, signed the Bills, the titles to which are set out in the above and foregoing report of the Standing Committee on Enrolled Bills.

SPECIAL ORDER

The House proceeded to the consideration of the Special Order which was the Bill:

H. 341. To amend the incorporation laws of Alabama so as to provide for and authorize an incorporation by the Alabama Highway Director, the President of the State Board of Administration, and the Chairman of the State Tax Commission, for the purpose of constructing or causing to be constructed, bridges and approaches for public use on or connecting highways in this State; to prescribe its powers and duties; to exercise the right of eminent domain; to provide for raising the necessary funds for such purpose; to prescribe the rights and powers of the purchasers of any bonds issued; to maintain and operate such bridges; to operate any such bridge or bridges for toll until the cost of construction and maintenance shall have been paid. and to provide for the payment of interest on said bonds by the State of Alabama.

Mr. Ashcraft offered the following amendment to the Bill, H. 341:

Amend the Bill by striking from the bill Item 6 of Section (4) on Page 3 of the Bill.

And the amendment offered by Mr. Ashcraft was adopted.
Yeas, 76; Nays, 0.

Yeas:

Messrs.:

Mr. Speaker	Fite	Lawler	Rogers (Elmore)
Adcock	Frey	Lovelace	Rogers (Mobile)
Allen	Goode	McAdory	St. John
Ashcraft	Goodwyn	Matthews	Sanders (Pike)
Baldwin	Green	Merrill	Sanderson
Bartlett	Gullatt	Miller (Marengo)	Smith
Beebe	Hampton	Molette	Starnes
Bryant	Harwood	Monk	Stephens
Burleson	Hawkins	Morrow	Stewart (Calhoun)
Burns	Hightower	Moxley	Thompson
Byars	Howell	Mullen	Tompkins
Christian	Hubbard	Patterson	Tunstall
Cockrell	Hughes	Pegues	Vickers
Cook	Jeter	Pitts	Waddell
Darden	Johnson	Poole	Ward (Geneva)
Deloney	Jones (Bullock)	Powell	Ward (Tuscaloosa)
Desear	Jordan (Etowah)	Reeder	Webb
Edmundson	Jordan (Washington)	Ringer	Weldon
Edwards	Kirkpatrick	Rivers	Winn

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And said Bill:

H. 341. To amend the incorporation laws of Alabama so as to provide for and authorize an incorporation by the Alabama Highway Director, the President of the State Board of Administration, and the Chairman of the State Tax Commission, for the purpose of constructing or causing to be constructed, bridges and approaches for public use on or connecting highways in this State; to prescribe its powers and duties; to exercise the right of eminent domain; to provide for raising the necessary funds for such purpose; to prescribe the rights and powers of the purchasers of any bonds issued; and to maintain and operate such bridges; to operate any such bridge or bridges for toll until the cost of construction and maintenance shall have been paid, and to provide for the payment of interest on said bonds by the State of Alabama.

As amended.

Was read a third time at length and passed.

Yeas, 71; Nays, 22.

Yeas:

Messrs.:

Mr. Speaker	Christian	Golson	Hubbard
Allen	Cockrell	Goods	Hughes
Anderson	Cook	Goodwyn	Jeter
Ashcraft	Darden	Green	Johnson
Baldwin	Deloney	Gullatt	Jordan (Etowah)
Bartlett	Denson	Guy	Jordan (Washington)
Beebe	Desear	Hampton	Kirkpatrick
Burleson	Edmundson	Harwood	Langdon
Byars	Edwards	Hawkins	Lawler
Carter	Frey	Hightower	Lee

Lovelace	Moxley	Ringer	Smith
Luck	Mullen	Rivers	Starnes
McAdory	Norman	St. John	Stewart (Calhoun)
Martin	Patterson	Sanders (Concuh)	Tunstall
Matthews	Pegues	Sanders (Pike)	Wallace
Merrill	Pitts	Sanderson	Ward (Tuscaloosa)
Miller (Marengo)	Poole	Shivers	Weldon
Morrow	Reeder	Simpson	

—71

*Nays:**Messrs.:*

Adcock	Hollis	Parish	Thompson
Brunson	Howard	Rogers (Elmore)	Tompkins
Bryant	Molette	Rogers (Mobile)	Vickers
Cannon	Monk	Stephens	Waddell
Fite	Nipper	Stewart (Bibb)	Ward (Geneva)
Grove	Owens		

—22

Mr. Long moved to reconsider the vote by which the Bill H. 341 was passed and then moved to table the motion to reconsider and the motion to table prevailed.

On motion of Mr. Long the Bill H. 341 was ordered sent forthwith to the Senate without Engrossment.

MESSAGE FROM THE SENATE

Mr. Speaker:

The Senate has concurred in the House Amendment to the following Senate Bill:

S. 126. To further provide for the payment of pensions to widows of Confederate Soldiers and Sailors.

J. E. Speight,
Secretary.

MESSAGE FROM THE GOVERNOR

To the Legislature of Alabama:

Gentlemen of the House:

I herewith transmit Governor's message asking for return of House Bill No. 68, for further consideration.

Respectfully submitted,
Gaston Scott,
Secretary to Governor.

June 21, 1927.

To the Legislature of Alabama.

Gentlemen of the House:

On the last Legislative day I returned to the House, Body in which it originated, House Bill No. 68, without my approval. If the House has taken no action upon this bill I will be very glad to withdraw my message of disapproval for further consideration.

Respectfully,
Bibb Graves,
Governor.

June 21, 1927.

GOVERNOR'S MESSAGE

The House, on motion of Mr. St. John, acceded to the request of the Governor as to the return of H. 68 and directed the Clerk of the House to return said H. 68 to the Governor.

MESSAGE FROM THE SENATE

Mr. Speaker:

The President of the Senate having signed the following Senate Bill, your signature thereto is requested:

S. 126. To further provide for the payment of pensions to widows of Confederate soldiers and sailors.

J. E. Speight,
Secretary.

SIGNING OF SENATE BILL

The Speaker of the House in the presence of the House, immediately after the title had been publicly read by the Clerk, the reading at length having been dispensed with by a two-thirds vote of a quorum present, signed the Bill, the title to which is set out in the above and foregoing Message from the Senate.

MESSAGE FROM THE SENATE

Mr. Speaker:

The Senate has concurred in and adopted:

H. J. R. 70. Relative to extending thanks of the Legislature to the Chamber of Commerce, the Civic Clubs and the citizens of Mobile for their untiring efforts on the visit of the Legislature to Mobile.

And returns same herewith to the House.

J. E. Speight,
Secretary.

MESSAGE FROM THE SENATE

Mr. Speaker:

The Senate has originated and passed the following bills and sends same herewith to the House:

By Mr. Young:

S. 112. To define the crime of arson and attempt to commit arson and to fix punishment therefor; to repeal sections 3289, 3290, 3291, 3292, 3294 of the Code of Alabama of 1923, and all laws and parts of laws in conflict with the provisions of this act.

By Mr. Oliver:

S. 258. To amend Section 5191 of the Code of Alabama, 1923, relating to the public health laws of Alabama.

By Mr. Oliver:

S. 257. To amend Section 2848 relating to public health laws of Alabama, of the Code of Alabama, 1923.

By Mr. Oliver:

S. 259. To amend Section 2 of the Code of 1923.

By Mr. Oliver:

S. 260. To amend Sections 1051, 1058, 1059, 1063, 1073, 1074, 1081, 1087, 1134, 1135, 1141, 1146 of Chapter 31 of Article 1, of the Code of Alabama of 1923, all relating to the public health of Alabama.

By Mr. Oliver:

S. 256. To repeal sections 4348, 4349, 4352, 4355 and 4356 of Chapter 152, of Article 1, of the Code of Alabama of 1923, relating to the public health laws of Alabama.

J. E. Speight,
Secretary.

SENATE MESSAGE

The Senate Bills, the titles to which are set out in the above and foregoing Messages from the Senate were severally read one time and referred to appropriate Standing Committees as follows:

Judiciary, S. 112:

Public Health, S. 258; S. 257; S. 259; S. 260; S. 256.

MESSAGE FROM THE SENATE

Mr. Speaker:

The Senate has concurred in and adopted the Amendment proposed by His Excellency, The Governor, to the bill:

H. 239. To provide for the election of a County Superintendent of Education for Dale County, Alabama, to fix his term of office, to prescribe his salary, and the manner of payment, to define his qualifications, powers and duties, and to provide for the election of his successor in office.

By a vote of a majority of the whole number elected to the Senate; said vote being Yeas 27, Nays 0.

And said bill, H. B. 239, as thus amended by the amendment of His Excellency, The Governor, was again read a third time at length and passed by a vote of a majority of the whole number elected to the Senate; said vote being Yeas, 25; Nays, 0.

And returns same herewith to the House.

J. E. Speight,
Secretary.

BILLS ON THIRD READING

H. 418. To provide for the election of a County Superintendent of Education for Bibb County, Alabama, to prescribe his qualifications and to fix his salary and term of office.

Was read a third time at length and passed.

Yeas, 65; Nays, 0.

Yeas:

Messrs.:

Mr. Speaker	Goode	Lovelace	Patterson
Adcock	Goodwyn	Luck	Pegues
Allen	Graves	McAdory	Pitts
Baldwin	Green	Martin	Poole
Bartlett	Grove	Matthews	Powell
Beebe	Gullatt	Merrill	Rankin
Carter	Guy	Miller (Marengo)	Reeder
Cockrell	Hampton	Molette	Ringer
Cook	Hollis	Monk	St. John
Darden	Howell	Morrow	Shepherd
Deloney	Hubbard	Moxley	Shivers
Denson	Hughes	Mullen	Simpson
Desear	Jeter	Nipper	Smith
Edwards	Langdon	Norman	Starnes
Fite	Lawler	Owens	Stephens
Frey	Lee	Parish	Stewart (Bibb)
Golson			

—65

H. 429. To provide that in Blount County, the Assessment lists or sheets shall constitute the Book of Assessments as required by the General Revenue Law.

Was read a third time at length and passed.

Yeas, 65; Nays, 0.

Yeas:

Messrs.:

Mr. Speaker	Johnson	Morrow	Smith
Beebe	Jones (Bullock)	Poole	Starnes
Burleson	Jordan (Etowah)	Powell	Stephens
Denson	Jordan (Washington)	Rankin	Stewart (Calhoun)
Desear	Kirkpatrick	Reeder	Thompson
Edwards	Langdon	Ringer	Tompkins
Fite	Lawler	Rivers	Tunstall
Frey	Lee	Rogers (Elmore)	Vickers
Golson	Lovelace	Rogers (Mobile)	Waddell
Goode	Luck	St. John	Wallace
Hampton	Martin	Sanders (Conecuh)	Ward (Geneva)
Hightower	Matthews	Sanders (Pike)	Ward (Tuscaloosa)
Hollis	Merrill	Sanderson	Ware
Howard	Miller (Marengo)	Shepherd	Webb
Hubbard	Molette	Shivers	Weldon
Hughes	Monk	Simpson	Winn
Jeter			

—65

H. 306. To prescribe the duties and fix the compensation of the deputy solicitor of Choctaw County, Alabama, and to repeal all laws and parts of laws in conflict with this Act.

Was read a third time at length and passed.

Yeas, 65; Nays, 0.

Yeas:

Messrs:

Mr. Speaker	Green	Matthews	Rogers (Elmore)
Adcock	Hampton	Miller (Marengo)	Rogers (Mobile)
Allen	Harwood	Molette	St. John
Anderson	Hawkins	Monk	Sanders (Conceh)
Ashcraft	Hightower	Nipper	Sanders (Pike)
Baldwin	Hollis	Norman	Sanderson
Bartlett	Howard	Owens	Shepherd
Beebe	Howell	Parish	Shivers
Bryant	Hubbard	Patterson	Simpson
Burleson	Jones (Bullock)	Pegues	Smith
Cockrell	Jordan (Etowah)	Pitts	Starnes
Edmundson	Jordan (Washington)	Poole	Stephens
Edwards	Kirkpatrick	Powell	Stewart (Bibb)
Fite	Luck	Rankin	Stewart (Calhoun)
Frey	McAdory	Reeder	Vickers
Goode	Martin	Ringer	Webb
Goodwyn			

—65

H. 346. To vacate and abandon certain described portions of certain streets, avenues and alleys, in the City of Sheffield, County of Colbert, and State of Alabama.

Was read a third time at length and passed.

Yeas, 65; Nays, 0.

Yeas:

Messrs:

Mr. Speaker	Cook	Guy	Owens
Adcock	Darden	Hampton	Parish
Allen	Deloney	Harwood	Patterson
Anderson	Denson	Hawkins	Pegues
Ashcraft	Desear	Hightower	Rogers (Mobile)
Baldwin	Edmundson	Hollis	St. John
Bartlett	Edwards	Howard	Sanders (Conceh)
Beebe	Fite	Howell	Sanders (Pike)
Brunson	Frey	Hubbard	Sanderson
Bryant	Golson	Hughes	Thompson
Burleson	Goode	Jeter	Tompkins
Burns	Goodwyn	Johnson	Tunstall
Byars	Graves	Jones (Bullock)	Vickers
Cannon	Green	Mullen	Webb
Carter	Grove	Nipper	Weldon
Christian	Gullatt	Norman	Winn
Cockrell			

—65

H. 347. To vacate and abandon a certain described portion of a certain street in the City of Sheffield, County of Colbert, and State of Alabama.

Was read a third time at length and passed.

Yeas, 65; Nays, 0.

Yeas:

Messrs.:

Mr. Speaker	Deloney	Moxley	Starnes
Adcock	Desear	Mullen	Stephens
Allen	Edwards	Nipper	Stewart (Bibb)
Anderson	Frey	Norman	Stewart (Calhoun)
Ashcraft	Goode	Owens	Thompson
Baldwin	Goodwyn	Parish	Tompkins
Bartlett	Graves	Patterson	Tunstall
Beebe	Hampton	Pegues	Vickers
Brunson	Lawler	Pitts	Waddell
Bryant	Lee	Poole	Wallace
Burns	Luck	Powell	Ward (Geneva)
Byars	Matthews	Rankin	Ward (Tuscaloosa)
Cannon	Miller (Marengo)	Reeder	Ware
Carter	Molette	Ringer	Webb
Christian	Monk	Rivers	Weldon
Cook	Morrow	Rogers (Elmore)	Winn
Darden			

—65

H. 552. To authorize and empower the commissioners' court of Coosa County, Alabama, to donate, contribute or appropriate any of the public funds of said county, not otherwise designated, to the public schools of the county for building, rebuilding, repairing, painting, enlarging, or seating purposes as the condition of the county treasury or finances may permit in their judgment from time to time.

Was read a third time at length and passed.

Yeas, 65; Nays, 0.

Yeas:

Messrs.:

Mr. Speaker	Cook	Lawler	Poole
Adcock	Darden	Lee	Powell
Allen	Deloney	Lovelace	Rankin
Anderson	Denson	Luck	Reeder
Ashcraft	Desear	McAdory	Ringer
Baldwin	Edmundson	Martin	Rivers
Bartlett	Edwards	Matthews	St. John
Beebe	Fite	Merrill	Thompson
Brunson	Frey	Molette	Tunstall
Bryant	Golson	Monk	Vickers
Burleson	Hollis	Morrow	Waddell
Burns	Howard	Mullen	Wallace
Byars	Howell	Nipper	Ware
Cannon	Hughes	Owens	Webb
Carter	Jeter	Pegues	Weldon
Christian	Johnson	Pitts	Winn
Cockrell			

—65

H. 348. To relieve the Tax Assessor of Covington County from the duty of preparing a book of assessments and in lieu thereof to arrange in alphabetical order the original lists and have same permanently bound and kept as permanent record and prepare tax collector's abstracts from said assessment lists.

Was read a third time at length and passed.

Yeas, 65; Nays, 0.

Yeas:

Messrs.:

Mr. Speaker	Howard	Martin	Ringer
Adcock	Howell	Matthews	Rivers
Allen	Hubbard	Merrill	Rogers (Elmore)
Anderson	Hughes	Miller (Marengo)	St. John
Ashcraft	Jeter	Molette	Smith
Baldwin	Johnson	Monk	Starnes
Beebe	Jones (Bullock)	Morrow	Stephens
Brunson	Jordan (Etowah)	Moxley	Stewart (Bibb)
Bryant	Jordan (Washington)	Mullen	Stewart (Calhoun)
Goode	Kirkpatrick	Nipper	Waddell
Goodwyn	Langdon	Patterson	Ward (Geneva)
Graves	Lawler	Pegues	Ward (Tuscaloosa)
Green	Lee	Pitts	Ware
Grove	Lovelace	Powell	Webb
Hampton	Luck	Rankin	Weldon
Harwood	McAdory	Reeder	Winn
Hollis			

—65

H. 349. To provide for the election of a County Superintendent of Education for Covington County, Alabama, by the qualified electors thereof; to fix such officer's term of office, his salary; to provide for said officer's entering into bond and the amount thereof; to prescribe his duties and powers and to provide penalties for failure to perform said duties, and to fix his qualifications and to repeal all laws in conflict with said act.

Was read a third time at length and passed.

Yeas, 65; Nays, 0.

Yeas:

Messrs.:

Mr. Speaker	Cannon	Goode	Lovelace
Adcock	Carter	Goodwyn	Luck
Allen	Cockrell	Grove	McAdory
Anderson	Cook	Gul'att	Merrill
Ashcraft	Darden	Guy	Molette
Baldwin	Deloney	Hollis	Monk
Bartlett	Denson	Howard	Morrow
Beebe	Desear	Howell	Moxley
Branson	Edmundson	Hughes	Mullen
Bryant	Edwards	Jeter	Nipper
Burleson	Fite	Jones (Bullock)	Norman
Burns	Frey	Lawler	Owens
Byars	Golson	Lee	Powell

Rogers (Mobile)	Shivers	Starnes	Webb
St. John	Simpson	Stephens	Weldon
Sanderson	Smith	Ware	Winn
Shepherd			

—65

H. 350. To provide for the institution and prosecution of misdemeanors in the Circuit Court of Covington County, otherwise than by indictment by the grand jury.

Was read a third time at length and passed.

Yeas, 65; Nays, 0.

Yeas:

Messrs.:

Mr. Speaker	Denson	Howard	Mullen
Adcock	Desear	Howell	Nipper
Allen	Edmundson	Hubbard	Norman
Anderson	Edwards	Hughes	Owens
Ashcraft	Fite	Jeter	Parish
Baldwin	Frey	Johnson	Patterson
Bartlett	Golson	Luck	Pegues
Beebe	Goode	McAdory	Pitts
Burns	Goodwyn	Martin	Poole
Byars	Graves	Matthews	Powell
Cannon	Green	Merrill	Rogers (Mobile)
Carter	Grove	Miller (Marengo)	St. John
Christian	Gullatt	Molette	Ware
Cockrell	Guy	Monk	Webb
Cook	Hampton	Morrow	Weldon
Darden	Hollis	Moxley	Winn
Deloney			

—65

H. 356. To establish a county court for DeKalb County, Alabama; to define its jurisdiction and powers; to provide for its officers, their powers, duties and compensation; to provide that said court shall be open at all times for the trial of cases and transaction of business; to provide the rules and procedure of said court; to provide for the transfer of certain causes now and hereafter pending in the Circuit Court and the Probate Court of DeKalb County Alabama to the DeKalb County Court; and to provide for the transfer of certain cases pending in said DeKalb County Court to the equity side of the Circuit Court of DeKalb County Alabama.

Was read a third time at length and passed.

Yeas, 65; Nays, 0.

Yeas:

Messrs.:

Mr. Speaker	Fite	Graves	Harwood
Baldwin	Frey	Green	Hawkins
Bartlett	Golson	Grove	Hightower
Cannon	Goode	Gullatt	Hollis
Carter	Goodwyn	Hampton	Howard

Howell	Luck	Sanders (Pike)	Tompkins
Hubbard	Merrill	Sanderson	Tunstall
Hughes	Miller (Marengo)	Shepherd	Vickers
Jeter	Monk	Shivers	Waddell
Johnson	Morrow	Simpson	Wallace
Jones (Bullock)	Moxley	Smith	Ward (Geneva)
Jordan (Etowah)	Mullen	Starnes	Ward (Tuscaloosa)
Kirkpatrick	Rogers (Elmore)	Stephens	Ware
Langdon	Rogers (Mobile)	Stewart (Bibb)	Webb
Lawler	St. John	Stewart (Calhoun)	Weldon
Lee	Sanders (Conecuh)	Thompson	Winn
Lovelace			

—65

H. 320. To fix the salary of the deputy solicitor of Elmore County, Alabama.

Was read a third time at length and passed.

Yeas, 65; Nays, 0.

Yeas:

Messrs:

Mr. Speaker	Cook	Hawkins	Matthews
Adcock	Darden	Hightower	Merrill
Allen	Deloney	Hollis	Parish
Anderson	Denson	Howard	Patterson
Ashcraft	Desear	Howell	Pegues
Baldwin	Edmundson	Hubbard	Pitts
Bartlett	Edwards	Hughes	Poole
Becbe	Fite	Jeter	Powell
Brunson	Frey	Johnson	Rankin
Bryant	Golson	Jones (Bullock)	Reeder
Burleson	Goode	Langdon	Ringer
Burns	Goodwyn	Lawler	Rivers
Byars	Graves	Lee	Rogers (Elmore)
Cannon	Green	Lovelace	Rogers (Mobile)
Carter	Gullatt	Luck	St. John
Christian	Harwood	Martin	Weldon
Cockrell			

—65

H. 426. To provide for the election of a county superintendent of Education of Fayette County, Alabama, and to prescribe his qualifications, and to fix his salary or compensation, and to provide for payment of said salary.

Was read a third time at length and passed.

Yeas, 65; Nays, 0.

Yeas:

Messrs:

Mr. Speaker	Goodwyn	Hawkins	Jordan (Washington)
Cannon	Graves	Hollis	Kirkpatrick
Deloney	Green	Howard	Lawler
Denson	Grove	Howell	Lee
Desear	Gullatt	Hubbard	Luck
Fite	Guy	Jeter	McAdory
Frey	Hampton	Jones (Bullock)	Martin
Goode	Harwood	Jordan (Etowah)	Matthews

Merrill	Owens	Reeder	Shivers
Miller (Marengo)	Parish	Ringer	Smith
Molette	Patterson	Rivers	Starnes
Monk	Pegues	Rogers (Elmore)	Vickers
Morrow	Pitts	Rogers (Mobile)	Waddell
Moxley	Poole	St. John	Ware
Mullen	Powell	Sanders (Conecuh)	Webb
Nipper	Rankin	Sanderson	Winn
Norman			

—65

H. 358. To fix and regulate the fees of State witnesses in criminal cases in the Law & Equity Court and Circuit Court of Franklin County, Alabama, and before the Grand Jury of said County, and to provide for the payment thereof, and to provide for the collection of witness fees from defendants convicted and for the disposition of the same.

Was read a third time at length and passed.

Yeas, 65; Nays, 0.

Yeas:

Messrs:

Mr. Speaker	Cook	Jones (Bullock)	Morrow
Adcock	Darden	Jordan (Etowah)	Parish
Allen	Deloney	Jordan (Washington)	Patterson
Anderson	Denson	Kirkpatrick	Pegues
Ashcraft	Desear	Langdon	Pitts
Baldwin	Edmundson	Lawler	Poole
Bartlett	Edwards	Lee	Powell
Beebe	Fite	Lovelace	Rankin
Brunson	Frey	Luck	Reeder
Bryant	Golson	McAdory	Ringer
Burleson	Hightower	Martin	Rivers
Burns	Hellis	Matthews	Rogers (Mobile)
Byars	Hubbard	Merrill	St. John
Cannon	Hughes	Miller (Marengo)	Sanderson
Carter	Jeter	Molette	Shepherd
Christian	Johnson	Monk	Shivers
Cockrell			

—65

H. 292. To fix the salary of the Deputy Solicitor of Geneva County, Alabama, and provide for the manner of the payment of the same.

Was read a third time at length and passed.

Yeas, 65; Nays, 0.

Yeas:

Messrs:

Mr. Speaker	Byars	Hightower	Lawler
Adcock	Goode	Howard	Lee
Allen	Goodwyn	Hubbard	Luck
Baldwin	Graves	Hughes	McAdory
Beebe	Gullatt	Jeter	Martin
Bryant	Hampton	Kirkpatrick	Matthews
Burns	Harwood	Langdon	Merrill

Miller (Marengo)	Rivers	Simpson	Vickers
Molette	Rogers (Elmore)	Smith	Waddell
Monk	Rogers (Mobile)	Starnes	Wallace
Morrow	St. John	Stephens	Ward (Geneva)
Moxley	Sanders (Conecuh)	Stewart (Bibb)	Ward (Tuscaloosa)
Patterson	Sanders (Pike)	Stewart (Calhoun)	Ware
Pegues	Sanderson	Thompson	Webb
Rankin	Shepherd	Tompkins	Weldon
Reeder	Shivers	Tunstall	Winn
Ringer			

—65

H. 417. To provide for the establishment, change and discontinuance of public roads in Bibb County Alabama.

Was read a third time at length and passed.

Yeas, 65; Nays, 0.

Yeas:

Messrs:

Mr. Speaker	Hollis	McAdory	Pitts
Adcock	Howard	Martin	Poole
Allen	Howell	Matthews	Powell
Darden	Hubbard	Merrill	Rankin
Deloney	Hughes	Miller (Marengo)	Rogers (Mobile)
Denson	Jeter	Molette	St. John
Desear	Johnson	Monk	Sanders (Conecuh)
Fite	Jones (Bullock)	Morrow	Sanders (Pike)
Frey	Jordan (Etowah)	Moxley	Sanderson
Green	Jordan (Washington)	Mullen	Shepherd
Grove	Kirkpatrick	Nipper	Shivers
Gullatt	Langdon	Norman	Simpson
Guy	Lawler	Owens	Smith
Hampton	Lee	Parish	Starnes
Harwood	Lovelace	Patterson	Stephens
Hawkins	Luck	Pegues	Winn
Hightower			

—65

H. 362. To repeal an Act entitled an Act to provide for the working of all male inhabitants of Houston County, Alabama, between the ages of eighteen and forty-five years, on the public roads of said County; to provide for the levy and collection of a per capita road tax upon such persons in lieu of such road service; to be used for the maintenance, upkeep, building and repair of such public roads; to prescribe the manner and means of raising or collecting such tax; to provide for and regulate the working, building, maintenance and upkeep of the public roads of said county; and to provide and fix penalties for the violation of the provisions of this act, approved February 21, 1927.

Was read a third time at length and passed.

Yeas, 65; Nays, 0.

Yeas:

Messrs:

Mr. Speaker	Edmundson	Jordan (Etowah)	Sanders (Pike)
Adcock	Edwards	Jordan (Washington)	Smith
Allen	Fite	Kirkpatrick	Starnes
Anderson	Frey	Langdon	Stephens
Ashcraft	Golson	Lawler	Stewart (Bibb)
Baldwin	Goode	Lee	Stewart (Calhoun)
Bartlett	Goodwyn	Lovelace	Thompson
Beebe	Gullatt	Luck	Tompkins
Cannon	Guy	McAdory	Tunstall
Carter	Hampton	Martin	Vickers
Christian	Harwood	Matthews	Ward (Geneva)
Cockrell	Hawkins	Merrill	Ward (Tuscaloosa)
Cook	Hightower	Miller (Marengo)	Ware
Darden	Jeter	Rogers (Mobile)	Webb
Deloney	Johnson	St. John	Weldon
Denson	Jones (Bullock)	Sanders (Conecuh)	Winn
Desear			

—65

H. 36. To amend Section 1 of an Act entitled "An Act, to provide for the election of a Solicitor for each Judicial Circuit in the State and to fix his compensation and to authorize the appointment or election of Deputy Solicitors and Assistant Solicitors, prescribe their duties and authority and fix their compensation", approved September 25, 1915.

Was read a third time at length and passed.

Yeas, 65; Nays, 0.

Yeas:

Messrs:

Mr. Speaker	Hightower	Miller (Marengo)	Sanders (Conecuh)
Adcock	Hollis	Molette	Sanders (Pike)
Allen	Howard	Monk	Sanderson
Anderson	Jeter	Morrow	Shepherd
Cannon	Jordan (Etowah)	Moxley	Shivers
Carter	Jordan (Washington)	Mullen	Simpson
Cockrell	Kirkpatrick	Nipper	Smith
Cook	Langdon	Patterson	Starnes
Darden	Lawler	Pegues	Stephens
Deloney	Lee	Pitts	Stewart (Calhoun)
Denson	Lovelace	Poole	Thompson
Desear	Luck	Powell	Tompkins
Edwards	McAdory	Rankin	Tunstall
Fite	Martin	Rogers (Elmore)	Vickers
Frey	Matthews	Rogers (Mobile)	Waddell
Golson	Merrill	St. John	Wallace
Hawkins			

—65

H. 266. To prohibit the Probate Judges of this State from receiving for record any map or plat on which lands lying within the corporate limits or police jurisdiction of any city having a population of more than one hundred thousand inhabitants according to the last or any succeeding Federal census are mapped

or platted as streets, alleys or other public ways unless such map or plat has noted thereon the approval of the City Engineer of such City.

Was read a third time at length and passed.

Yeas, 65; Nays, 0.

Yeas:

Messrs:

Mr. Speaker	Green	Molette	Shivers
Ashcraft	Grove	Monk	Simpson
Baldwin	Gullatt	Morrow	Smith
Bartlett	Guy	Moxley	Starnes
Burns	Howell	Mullen	Stephens
Byars	Hubbard	Nipper	Stewart (Bibb)
Cannon	Hughes	Norman	Stewart (Calhoun)
Carter	Jeter	Owens	Tompkins
Christian	Johnson	Parish	Tunstall
Cockrell	Jones (Bullock)	Patterson	Vickers
Deloney	Jordan (Etowah)	Pegues	Ward (Geneva)
Denson	Jordan (Washington)	Pitts	Ward (Tuscaloosa)
Desear	Kirkpatrick	Poole	Ware
Edmundson	Langdon	Powell	Webb
Goode	Luck	Sanderson	Weldon
Goodwyn	Merrill	Shepherd	Winn
Graves			

—65

H. 376. To provide for the appointment of deputy clerks for the Inferior Criminal Court of Mobile County: To prescribe the duties and fix the compensation and salary of such deputy clerks.

Was read a third time at length and passed.

Yeas, 64; Nays, 1.

Yeas:

Messrs:

Mr. Speaker	Gullatt	McAdory	Powell
Adcock	Guy	Martin	Ringer
Allen	Hampton	Merrill	Rivers
Anderson	Harwood	Molette	Rogers (Elmore)
Ashcraft	Hawkins	Monk	Rogers (Mobile)
Baldwin	Hightower	Morrow	St. John
Bartlett	Hollis	Moxley	Shepherd
Beebe	Howard	Mullen	Tunstall
Brunson	Howell	Nipper	Vickers
Bryant	Hubbard	Norman	Wallace
Burleson	Hughes	Owens	Ward (Geneva)
Burns	Jeter	Parish	Ward (Tuscaloosa)
Byars	Johnson	Patterson	Ware
Cannon	Jones (Bullock)	Pegues	Webb
Carter	Lee	Pitts	Weldon
Cockrell	Luck	Poole	Winn

—64

Nay:—Mr. Grove.—1.

H. 457. To provide for the election of a County Superintendent of Education for Pickens County Alabama, by the qualified electors thereof and to prescribe the duties and fix the term and compensation of such officers.

Was read a third time at length and passed.

Yeas, 65; Nays, 0.

Yeas:

Messrs:

Mr. Speaker	Edmundson	Jones (Bullock)	Moxley
Adcock	Edwards	Jordan (Etowah)	Mullen
Allen	Fite	Kirkpatrick	Nipper
Anderson	Frey	Langdon	Norman
Ashcraft	Golson	Lawler	Owens
Baldwin	Goode	Lee	Parish
Bartlett	Goodwyn	Lovelace	Patterson
Beebe	Green	Luck	Pegues
Cannon	Grove	McAdory	Pitts
Carter	Gullatt	Martin	Poole
Christian	Guy	Matthews	Powell
Cockrell	Hampton	Merrill	Rankin
Cook	Harwood	Miller (Marengo)	Reeder
Darden	Hawkins	Molette	Ringer
Deloney	Jeter	Monk	Rivers
Denson	Johnson	Morrow	Rogers (Elmore)
Desear			

—65

H. 219. To amend Section 8588 of the Code of Alabama.

Was read a third time at length and passed.

Yeas, 65; Nays, 0.

Yeas:

Messrs.:

Mr. Speaker	Gullatt	Kirkpatrick	Pegues
Bartlett	Guy	Langdon	Pitts
Beebe	Hampton	Lawler	Poole
Burleson	Harwood	Lee	Powell
Burns	Hawkins	Lovelace	Rankin
Byars	Hightower	McAdory	Reeder
Cannon	Hollis	Molette	Ringer
Carter	Howard	Monk	Rivers
Christian	Howell	Morrow	Shepherd
Cockrell	Hubbard	Moxley	Shivers
Cook	Hughes	Mullen	Simpson
Darden	Jeter	Nipper	Smith
Deloney	Johnson	Norman	Ware
Denson	Jones (Bullock)	Owens	Webb
Desear	Jordan (Etowah)	Parish	Weldon
Edwards	Jordan (Washington)	Patterson	Winn
Grove			

—65

H. 458. To provide for the election of a county superintendent of Education of Randolph County, Alabama, by the qualified electors of said County, to prescribe the qualifications and duties

of such officer, and the length of time he shall hold office and to fix his compensation and to provide for the election of his successor in office.

Was read a third time at length and passed.

Yeas, 65; Nays, 0.

Yeas:

Messrs.:

Mr. Speaker	Goodwyn	Lovelace	Rivers
Adcock	Green	Luck	Rogers (Elmore)
Allen	Gullatt	McAdory	Rogers (Mobile)
Anderson	Howard	Martin	St. John
Ashcraft	Howell	Merrill	Sanders (Conecuh)
Baldwin	Hubbard	Miller (Marengo)	Sanders (Pike)
Bartlett	Hughes	Molette	Sanderson
Beebe	Jeter	Monk	Shivers
Brunson	Johnson	Morrow	Smith
Cook	Jones (Bullock)	Moxley	Starnes
Deloney	Jordan (Etowah)	Mullen	Stephens
Denson	Jordan (Washington)	Nipper	Thompson
Desear	Kirkpatrick	Patterson	Tompkins
Edmundson	Langdon	Rankin	Ware
Edwards	Lawler	Reeder	Webb
Frey	Lee	Ringer	Winn
Goode			

—65

H. 325. To repeal an Act entitled an act to amend Sections 1, 2, 6, 9, 11, 15, 24, 25 and 38 of an act entitled "an act to better provide for establishing, working and maintaining public roads and bridges in Walker County, Alabama, approved March 6, 1903."

Was read a third time at length and passed.

Yeas, 65; Nays, 0.

Yeas:

Messrs.:

Mr. Speaker	Grove	Lovelace	Reeder
Bartlett	Gullatt	Luck	Ringer
Beebe	Guy	McAdory	Rivers
Brunson	Hampton	Martin	St. John
Bryant	Harwood	Merrill	Sanderson
Burleson	Hawkins	Miller (Marengo)	Shepherd
Christian	Hightower	Molette	Shivers
Cockrell	Hollis	Monk	Simpson
Cook	Howard	Moxley	Smith
Darden	Howell	Mullen	Starnes
Deloney	Hubbard	Nipper	Stephens
Edmundson	Hughes	Norman	Thompson
Edwards	Jeter	Pegues	Tompkins
Frey	Johnson	Pitts	Tunstall
Goode	Lawler	Powell	Waddell
Goodwyn	Lee	Rankin	Wallace
Green			

—65

H. 125. To amend Section 8274 of the Code of Alabama of 1923, relating to married women over eighteen years of age being relieved of disabilities of minority.

Was read a third time at length and passed.

Yeas, 70; Nays, 0.

Yeas:

Messrs.:

Mr. Speaker	Denson	Kirkpatrick	Rogers (Elmore)
Adcock	Fite	Luck	Rogers (Mobile)
Allen	Frey	McAdory	Sanderson
Anderson	Golson	Matthews	Simpson
Ashcraft	Goodwyn	Merrill	Smith
Baldwin	Green	Miller (Marengo)	Starnes
Bartlett	Grove	Molette	Stephens
Beebe	Gullatt	Monk	Stewart (Bibb)
Brunson	Hawkins	Moxley	Stewart (Calhoun)
Bryant	Hightower	Mullen	Thompson
Burns	Hollis	Nipper	Tompkins
Byars	Howard	Owens	Vickers
Cannon	Hubbard	Patterson	Waddell
Carter	Jeter	Pegues	Ward (Geneva)
Cockrell	Johnson	Pitts	Ward (Tuscaloosa)
Cook	Jones (Bullock)	Reeder	Ware
Darden	Jordan (Etowah)	Ringer	Winn
Deloney	Jordan (Washington)		

—70

And on motion of Mr. Ward of Tuscaloosa the bill H. 125 was ordered sent forthwith to the Senate without engrossment.

H. 403. To define the business of burial companies, associations and societies; to provide for the better regulation of such companies, associations and societies, and to fix a standard of solvency for such companies, associations and societies, and to provide penalties for violation of this act.

Was taken up. Mr. Carter moved to postpone further consideration of the bill H. 403 until the 28th legislative day. Mr. Jordan of Etowah moved to table the motion made by Mr. Carter, and the motion to table prevailed.

And the bill:

H. 403. To define the business of burial companies, associations and societies; to provide for the better regulation of such companies, associations and societies, and to fix a standard of solvency for such companies, associations and societies, and to provide penalties for violation of this act.

Was read a third time at length and passed.

Yeas, 64; Nays, 13.

Yeas:

Messrs.:

Mr. Speaker	Bartlett	Burns	Cook
Adcock	Beebe	Byars	Darden
Allen	Brunson	Christian	Deloney

Desear	Hughes	Moxley	Rogers (Mobile)
Edwards	Jeter	Mullen	St. John
Fite	Johnson	Nipper	Sanders (Pike)
Frey	Jordan (Etowah)	Owens	Simpson
Goode	Jordan (Washington)	Parish	Stephens
Goodwyn	Kirkpatrick	Patterson	Stewart (Calhoun)
Green	Lee	Pegues	Tompkins
Gullatt	Luck	Pitts	Tunstall
Hawkins	McAdory	Poole	Vickers
Hightower	Matthews	Reeder	Waddell
Howard	Merrill	Ringer	Ward (Tuscaloosa)
Howell	Miller (Marengo)	Rivers	Webb
Hubbard	Morrow	Rogers (Elmore)	Weldon
—64			
<i>Nays:</i>			
<i>Messrs.:</i>			
Anderson	Carter	Hollis	Powell
Baldwin	Cockrell	Jones (Bullock)	Sanderson
Bryant	Grove	Monk	Ware
Cannon			
—13			

And on motion of Mr. Jordan of Etowah the bill H. 403 was ordered sent forthwith to the Senate without engrossment.

BILLS INDEFINITELY POSTPONED

On motion of Mr. Poole the Bill:

H. 200. To prohibit any person, firm or corporation, or any agent thereof, from entering upon the premises, or plantations, for the purpose of selling or soliciting orders for any articles, including books, magazines, periodicals, pictures, patent medicines, fortune telling, stocks, bonds, machines, fish bait, insurance and all other "Get-Rich quick" schemes without first obtaining written permission from the owner or custodian of said premises or plantations and to provide a penalty for a violation thereof.

Was indefinitely postponed.

And on motion of Mr. Mullen the Bill:

S. 75. To provide additional duties and confer additional powers on each member of the Court of County Commissioners of Talladega County, Alabama in supervising the construction, maintenance and upkeep of the Roads and bridges in his district, and to fix the salary and compensation of said Commissioners.

RECOMMITAL OF BILL

On motion of Mr. Adcock the Bill H. 386 to provide for the relief of the heirs of Emma Johnson formerly Emma Sansom was recommitted to the Standing Committee on Pensions.

MESSAGE FROM THE SENATE

Mr. Speaker:

The Senate has passed the following House Bill and returns same herewith to the House:

H. 388. To appropriate the sum of twenty-five thousand dollars (\$25,000.00) out of the general fund in the State Treasury not otherwise appropriated, for the relief of the State Child Welfare Department.

J. E. Speight,
Secretary.

CERTIFICATE OF CLERK

To the House of Representatives:

I hereby certify that the bills and H. J. R. hereinafter mentioned were delivered to the Executive Department on the dates and hours named and that I hold the receipt of the Executive Department for same.

Delivered to Governor at 3:30 P. M. June 21, 1927.

H. 124.

H. 135.

H. 255.

H. 201.

H. 202.

H. 285.

J. H. Stewart,
Clerk.

ADJOURNMENT

The House under a joint resolution heretofore adopted on motion of Mr. Hawkins adjourned until Friday morning, June 24th, 1927 at 10:30 o'clock A. M.

TWENTY-FIFTH DAY

Montgomery, Alabama.
House of Representatives.
Friday, June 24th, 1927.

The House met pursuant to adjournment.

PRAYER

The session was opened with prayer by Rev. Mr. Mullins of the House.

ROLL CALL

On a call of the roll of the House the following members answered to their names:

Messrs.:			
Mr. Speaker	Goode	Luck	Rogers (Elmore)
Adcock	Goodwyn	McAdory	Rogers (Mobile)
Allen	Graves	Martin	St. John
Anderson	Green	Matthews	Sanders (Conecuh)
Ashcraft	Grove	Merrill	Sanders (Pike)
Baldwin	Gullatt	Miller (Marengo)	Sanderson
Bartlett	Guy	Miller (Sumter)	Shepherd
Beebe	Hampton	Molette	Shivers
Brunson	Harwood	Monk	Simpson
Bryant	Hawkins	Morrow	Smith
Burleson	Hightower	Moxley	Starnes
Burns	Hollis	Mullen	Stephens
Byars	Howard	Nipper	Stewart (Bibb)
Cannon	Howell	Norman	Stewart (Calhoun)
Carter	Hubbard	Owens	Thompson
Christian	Hughes	Parish	Tompkins
Cockrell	Jeter	Patterson	Tunstall
Cook	Johnson	Pegues	Vickers
Darden	Jones (Bullock)	Pitts	Waddell
Deloney	Jordan (Etowah)	Poole	Wallace
Denson	Jordan (Washington)	Powell	Ward (Geneva)
Desear	Kirkpatrick	Quillin	Ward (Tuscaloosa)
Edmundson	Langdon	Rankin	Webb
Edwards	Lawler	Reeder	Ware
Fite	Lee	Ringer	Weldon
Frey	Lovelace	Rivers	Winn
Golson			

—105

A quorum was present:

JOURNAL

The Chairman of the Standing Committee on Revision of the Journal made the following report:

REPORT OF STANDING COMMITTEE ON REVISION OF THE JOURNAL

Mr. Speaker:

Your standing committee on Revision of the Journal begs leave to report that said committee has carefully examined the Journal of the House for the 24th legislative day, and finds same correct.

R. G. Langdon,
Chairman.

The report of the committee was concurred in and adopted and the Journal for the 24th legislative day was approved.

LEAVE OF ABSENCE

Was granted to Mr. Jones of Cleburne for today.

COMMUNICATION

Montgomery, Ala., June 23rd, 1927.

To the Members of the Legislature of Alabama,
Gentlemen:

The Ladies' Memorial Association of Alabama, in session at 9:30 A. M., today, adopted the following Resolution:

WHEREAS, Our Motto has always been, 'Lord God of Hosts, be with us yet, Lest we forget, lest we forget!' Therefore be it

Resolved: That we respectfully petition the Legislature of Alabama to consider well before depriving our State of the bird, which for three generations, has been accepted throughout Alabama and the United States as our State bird.

During the Confederate War, Alabama troops were named 'Alabama, Yaller Hammer' and were so termed by troops from other states. In addition, in 1900, the 'Yaller Hammer' was tacitly acknowledged and recognized as the State bird by Governor Joseph F. Johnston when he attended the raising of the Alabama and the Kearsarge. On that occasion he was accompanied by his flag bearer, Captain Charles A. Allen, Jr., son of a Confederate veteran and himself a veteran of the Spanish-American war—who bore aloft a staff upon which was mounted a Yellow Hammer resting on its golden wings, and which was accepted even by the Federal Government as an Alabama insignia. This identical bird is still preserved in the Archives of our State.

It would indeed be a sad and grievous blow to the Southern women who devotedly love the Confederacy, and to our Heroic Confederate veterans, who gave their all for the South and who are still rightfully held in high esteem and great reverence throughout the land—if our present State bird, the Yellow Hammer, is replaced by any other bird.

Respectfully submitted,

Signed,

Mrs. F. H. Elmore, President,

Mrs. C. A. Allen,

Mrs. Chas. McCrary,

Mrs. A. P. Cooper,

Mrs. V. O. Hayes, Secretary.

Committee on Resolutions.

The above communication was read and ordered spread on the Journal and same was referred to the Standing Committee on Game, Fish and Fisheries.

REPORT OF COMMITTEE ON ENGROSSED BILLS

Mr. Speaker:

Your Standing committee on Engrossed Bills begs leave to report that said Committee, in session, has compared the following Engrossed Bills with the original Bills and find same correctly Engrossed, to-wit:

H. 219. To amend Section 8588 of the Code of Alabama.

Also:

H. 36. To amend Section 1 of an Act entitled "An Act, to provide for the election of a Solicitor for each Judicial Circuit in the State and to fix his compensation and to authorize the appointment or election of Deputy Solicitors and Assistant Solicitors, prescribe their duties and authority and fix their compensation", approved September 25, 1915.

Also:

H. 266. To prohibit the Probate Judges of this State from receiving for record any map or plat on which lands lying within the corporate limits or police jurisdiction of any city having a population of more than one hundred thousand inhabitants according to the last or any succeeding Federal census or mapped or platted as streets, alleys or other public ways unless such map or plat has noted thereon the approval of the City Engineer of such city.

Also:

H. 292. To fix the salary of the Deputy Solicitor of Geneva County, Alabama, and provide for the manner of the payment of the same.

Also:

H. 306. To prescribe the duties and fix the compensation of the deputy solicitor of Choctaw County, Alabama, and to repeal all laws and parts of laws in conflict with this Act.

Also:

H. 320. To fix the salary of the deputy solicitor of Elmore County, Alabama.

Also:

H. 325. To repeal an Act entitled an act to amend Sections 1, 2, 6, 7, 9, 11, 15, 24, 25 and 38 of an act entitled "an act to provide for establishing working and maintaining public roads and bridges in Walker County Alabama, approved March 6, 1903."

Also:

H. 346. To vacate and abandon certain described portions of certain streets, avenues and alleys, in the City of Sheffield, County of Colbert, and State of Alabama.

Also:

H. 347. To vacate and abandon a certain described portion of a certain street in the City of Sheffield, County of Colbert, and State of Alabama.

Also:

H. 348. To relieve the Tax Assessor of Covington County from the duty of preparing a book of assessments and in lieu thereof to arrange in alphabetical order the original lists and have same permanently bound and kept as permanent record and prepare tax collector's abstracts from said assessment lists.

Also:

H. 349. To provide for the election of a County Superintendent of Education for Covington County, Alabama, by the qualified electors thereof; to fix such officer's term of office, his salary; to provide for said officer's entering into bond and the amount thereof; to prescribe his duties and powers and to provide penalties for failure to perform said duties, and to fix his qualifications and to repeal all laws in conflict with said Act.

Also:

H. 350. To provide for the institution and prosecution of misdemeanors in the Circuit Court of Covington County, otherwise than by indictment by the grand jury.

Also:

H. 356. To establish a county court for DeKalb County Alabama; to define its jurisdiction and powers; to provide for its officers, their powers, duties and compensation; to provide that said court shall be open at all times for the trial of cases and transaction of business; to provide the rules and procedure of said court; to provide for the transfer of certain causes now and hereafter pending in the Circuit Court and the Probate Court of DeKalb County, Alabama to the DeKalb County Court; and to provide for the transfer of certain cases pending in said DeKalb County Court to the equity side of the Circuit Court of DeKalb County, Alabama.

Also:

H. 358. To fix and regulate the fees of State witnesses in criminal cases in the Law and Equity Court and Circuit Court of Franklin County, Alabama, and before the Grand Jury of said County, and to provide for the payment thereof, and to provide for the collection of witness fees from defendants convicted and for the disposition of the same.

Also:

H. 362. To repeal an Act entitled an Act to provide for the working of all male inhabitants of Houston County, Alabama, between the ages of eighteen and forty-five years, on the public roads of said County; to provide for the levy and collection of a per capita road tax upon such persons in lieu of such road service; to be used for the maintenance, upkeep, building and repair of such public roads; to prescribe the manner and means of raising or collecting such tax; to provide for and regulate the working, building, maintenance and upkeep of the public roads of said County; and to provide and fix penalties for the violation of the provisions of this act, approved February 21, 1927.

Also:

H. 376. To provide for the appointment of deputy clerks for the Inferior Criminal Court of Mobile County: To prescribe the duties and fix the compensation and salary of such deputy clerks.

Also:

H. 417. To provide for the establishment, change and discontinuance of public roads in Bibb County, Alabama.

Also:

H. 418. To provide for the election of a County Superintendent of Education for Bibb County, Alabama, to prescribe his qualifications and to fix his salary and term of office.

Also:

H. 426. To provide for the election of a county superintendent of Education of Fayette County, Alabama, and to prescribe his qualifications, and to fix his salary or compensation, and to provide for payment of said salary.

Also:

H. 429. To provide that in Blount County, the Assessment lists or sheets shall constitute the Book of Assessments as required by the General Revenue Law.

Also:

H. 552. To authorize and empower the commissioners' court of Coosa County, Alabama, to donate, contribute or appropriate any of the public funds of said county, not otherwise designated, to the public schools of the county for building, rebuilding, repairing, painting, enlarging, or seating purposes as the condition of the county treasury or finances may permit in their judgment from time to time.

Also:

H. 457. To provide for the election of a County Superintendent of Education for Pickens County Alabama, by the qualified electors thereof and to prescribe the duties and fix the term and compensation of such officers.

Also:

H. 458. To provide for the election of a county superintendent of Education of Randolph County, Alabama, by the qualified electors of said County, to prescribe the qualifications and duties of such officer, and the length of time he shall hold office and to fix his compensation and to provide for the election of his successor in office.

R. C. Wallace,
Chairman.

The report of the Committee was concurred in and adopted.

REPORT OF STANDING COMMITTEE ON ENROLLED BILLS

Mr. Speaker:

Your Standing Committee on Enrolled Bills reports that it has examined the following House Bills and House Joint Resolution:

H. 239. To provide for the election of a county superintendent of education for Dale County, Alabama, to fix his term of office, to prescribe his salary, and the manner of payment, to define his qualifications, powers and duties, and to provide for the election of his successor in office.

Also:

H. 388. To appropriate the sum of twenty-five thousand dollars (\$25,000.00) out of the general fund in the State Treasury, not otherwise appropriated, for the relief of the State Child Welfare Department.

Also:

H. J. R. 70. Extending thanks of the Legislature of Alabama to the City of Mobile for its royal reception of them on their recent visit to that City.

And finds same correctly enrolled.

Robt. B. Harwood.
Chairman.

SIGNING OF BILLS AND HOUSE JOINT RESOLUTION

The Speaker of the House in the presence of the House, immediately after the titles had been publicly read by the Clerk, the reading at length having been dispensed with by a two-thirds vote of a quorum present, signed the Bills, and the House Joint Resolution, the titles to which are set out in the above and foregoing report of the Standing Committee on Enrolled Bills.

MESSAGE FROM THE SENATE

Mr. Speaker:

The Senate has originated and adopted the following Resolution:

By the Rules Committee:

S. J. R. 54. Resolved by the Senate, the House concurring, that when we adjourn today, we meet again Tuesday, June 28th. And sends same herewith to the House.

J. E. Speight,
Secretary.

SENATE MESSAGE

On motion of Mr. Edmundson the Rules were suspended and the S. J. R. 54 set out in the above and foregoing Message from the Senate was concurred in and adopted.

MESSAGE FROM THE SENATE

Mr. Speaker:

The Senate has originated and passed the following bills:

By Mr. Craft (by request):

S. 130. To provide for the giving of notices and information by the clerks and registers of the courts of the State of Alabama relative to matters in cases pending therein.

By Mr. James:

S. 175. To prevent the fraudulent operation of slot machines and coin receptacles, and to provide penalties for the violation thereof.

By Mr. Mitchell:

S. 264. To further regulate primary and general elections of associate justices of the Supreme Court; justices of the Court of Appeals; judges of the Circuit Courts.

And sends same herewith to the House.

J. E. Speight,
Secretary.

SENATE MESSAGE

The Senate Bills, the titles to which are set out in the above and foregoing Message from the Senate were severally read one time and referred to appropriate Standing Committees as follows:

Revision of Laws, S. 130.

Judiciary, S. 175.

Privileges and Elections, S. 264.

MESSAGE FROM THE SENATE

Mr. Speaker:

The Senate has passed the following House Bills and returns same herewith to the House:

H. 364. Allowing boxing, sparring and wrestling matches and exhibitions under the regulation and supervision of the Alabama Athletic Commission herein established, and relating to the powers, duties, compensation and authority of said Commission, and prescribing penalties for the violation of the provisions of this Act, or rules of said Commission.

H. 307. To repeal an Act entitled an Act "To provide for the selection of delegates to any National Party Convention whenever a citizen of the State of Alabama is a candidate for the nomination by any political party as its candidate for election as President of the United States." Approved September 13, 1923.

H. 107. To amend Section 6855 of the Code of Alabama, 1923.

H. 176. To safeguard the distribution and sale of certain dangerous caustic or corrosive acids, alkalis, and other substances in the State of Alabama, to be known as the caustic alkali or acid Act. And prescribe a punishment for the violation thereof.

H. 22. Amending Section 8777 of the Code of Alabama as approved August 17th, 1923.

H. 84. To provide for the punishment for any voter who votes, or attempts to vote more than once in a primary election.

J. E. Speight,
Secretary.

INTRODUCTION OF BILLS

On a call of Counties Bills were introduced. severally read one time and referred to appropriate Standing Committee as follows:

By Mr. Beebe: (With Notice and Proof):

H. 642. To ratify, confirm, validate and make legally effective and binding all proceedings of the Court of County Commissioners and of the qualified voters of Baldwin County, Alabama, relative to the calling and holding of an election in said County on the eighteenth day of January, 1916, and the authorization at said election of the issuance of bonds of Baldwin County, in the amount of \$55,000.00 for the purpose of constructing a highway in said County with bridges and ferries in conjunction with Mobile County, and all proceedings of said Court of County Commissioners relative to the issuance and sale of said bonds for the purpose of constructing said highway and providing that when said bonds are duly executed, delivered and paid for they shall constitute valid and binding obligations of Baldwin County.

Local Legislation.

Notice and Proof H. 642.

NOTICE

Notice is hereby given that the following bill to be entitled, "An act to ratify, confirm, validate and make legally effective and binding all proceedings of the Court of County Commissioners and of the qualified voters of Baldwin County, Alabama, relative to the calling and holding of an election in said County on the eighteenth day of January, 1916, and the authorization at said election of the issuance of bonds of Baldwin County in the amount of \$55,000.00 for the purpose of constructing a highway in said county with bridges and ferries in conjunction with Mobile County, and all proceedings of said Court of County Commissioners relative to the issuance and sale of said bonds for the purpose of constructing said Highway and providing that when said bonds are duly executed, delivered and paid for they shall constitute valid and binding obligations of Baldwin County," will be introduced in the Legislature of Alabama, at its 1927 term, adjourned session. Said act is in words and figures as follows:

AN ACT

To ratify, confirm, validate and make legally effective and binding all proceedings of the Court of County Commissioners and of the qualified voters of Baldwin County, Alabama, relative to the calling and holding of an election in said County on the eighteenth day of January, 1916, and the authorization at said election of the issuance of bonds of Baldwin County, in the amount of \$55,000.00 for the purpose of constructing a highway in said County with bridges and ferries in conjunction with Mobile County, and all proceedings of said Court of County Commissioners relative to the issuance and sale of said bonds for the purpose of constructing said highway and providing that when said bonds are duly executed, delivered and paid for they shall constitute valid and binding obligations of Baldwin County.

Whereas, the Court of County Commissioners of Baldwin County, Alabama, at its November term in the year 1915, duly ordered an election to be held in the several voting places in said County on the eighteenth day of January, 1916, for the purpose of submitting to the voters of said county the question of issuing bonds in the amount of \$55,000.00 for the purpose of constructing and maintaining a public highway with bridges and ferries in conjunction with Mobile County, to connect Baldwin County with Mobile County, Alabama, said bonds to bear a maximum rate of interest of five per centum per annum and to run for a period of thirty years and to be sold for not less than their face value; and,

WHEREAS, said election was held on the eighteenth day of January, 1916, after notice duly given; and,

Whereas, the ballots used at said election contained the words "For \$55,000.00 Road Bond Issue" and "Against \$55,000.00 Road Bond Issue" and a majority of the votes cast at said election, as shown by the returns thereof duly canvassed, were in favor of the issuance of said bonds; and,

Whereas, subsequent to the holding of said election it was found that the cost of constructing said Highway, bridges and ferries would greatly exceed the sum of \$55,000.00 and that it would not be expedient to undertake said work at that time; and,

Whereas, it is now found to be expedient to construct and operate the proposed ferries, and the proposed bridge is now being constructed under an agreement which makes it unnecessary for the County of Baldwin to finance any part of the cost thereof with proceeds of bonds; and,

Whereas, it is necessary for Baldwin County to Construct the highway leading to said bridge as contemplated by the proposition submitted to the voters at the election above referred to; and,

Whereas, the Court of County Commissioners of said County has duly accepted an offer for the purchase of said bonds and desires to issue the same under date of December, 1926, maturing without option of prior payment thirty years after date, to bear interest at the rate of five per centum per annum, payable semi-annually; now, therefore,

Be it Enacted by the Legislature of Alabama:

Section 1. That all proceedings of the Court of County Commissioners of Baldwin County Alabama, relative to the calling and holding of an election in said county on the eighteenth day of January, 1916, and of the qualified voters at said election for the purpose of authorizing the issuance of bonds of said county for the purposes referred to in the preamble hereto, and all the proceeding of the Court of County Commissioners relative to the issuance and sale of said bonds for the purpose of raising funds to construct the said highway be and the same hereby are in all things ratified, confirmed, validated and made legally effective and binding and that when said bonds are duly executed and delivered in accordance with the award thereof heretofore made the same shall be valid and binding obligations of the County of Baldwin.

Section 2: This act shall go into effect immediately upon its passage and approval by the Governor, or upon its becoming a law without his approval.

AFFIDAVIT OF PUBLICATION

STATE OF ALABAMA,

Baldwin County.

R. B. Vail, being duly sworn, deposes and says that he is the Publisher of The Baldwin Times, a Weekly Newspaper published at Bay Minette, Baldwin County, Alabama; that the notice hereto attached of Notice of Bill to Validate \$55,000.00 Bond Issue was published in said newspaper for 4 consecutive weeks in the following issues:

Date of first publication May 19, 1927, Vol. 38, No. 16.

Date of second publication, May 26, 1927, Vol. 38, No. 17.

Date of third publication, June 2, 1927, Vol. 38, No. 18.

Date of fourth publication, June 9, 1927, Vol. 38, No. 19.

Subscribed and sworn to before the undersigned this 20 day of June, 1927.

R. B. Vail,
Publisher.

H. M. Hall,

Notary Public, Baldwin Co., Ala.

(Seal)

By Mr. Owens:

H. 643. To amend Section 3214 of the 1923 Code of Alabama.

Criminal Administration.

By Mr. Owens (With Notice and Proof):

H. 644. To provide for the abolition of the present Board of Revenue of Barbour County, Alabama; to provide for the creation of a Board of County Commissioners or Commissioners' Court in lieu thereof; to provide for the division of the County into Six Commissioners Districts; to define the boundary lines of said Districts by showing the beats composing each of such Districts; to fix their terms of office and prescribe their duties.

under this Act and as otherwise provided by law; to fix the date for the election of such Commissioners; to require such Commissioners to furnish bond; and to further define and prescribe the duties and powers of said Court of County Commissioners.

Local Legislation.

Notice and Proof of H. 644.

AN ACT

To abolish the present Board of Revenue of Barbour County, Alabama, and to create a Board of County Commissioners in lieu thereof; to provide for the division of said county into six commissioners districts; to define the boundary lines of such districts by showing the beats composing each of such districts; to provide for the electing of one commissioner from each of such districts by qualified electors residing within such district and not from the entire county at large; to fix their terms of office and to prescribe their duties; under this Act and as otherwise provided by law; to provide for making the probate judge an ex-officio member and chairman of said board; to fix the date for election of such commissioners; to require such commissioners to furnish bond and to further define and prescribe the duties of said Commissioners Court.

I, J. K. Simmons, publisher of The Eufaula Daily Citizen certify that a local bill, a copy of which attached hereto, has appeared in the above named paper four weeks, as prescribed by law.

(Signed) J. K. Simmons, Publisher,
The Eufaula Daily Citizen.

Before me, a Notary Public, appeared J. K. Simmons, publisher of The Eufaula Daily Citizen, who on oath, swears the above is true and correct statement.

(Signed) G. B. Espy,
Notary Public.

(Seal) My Commission Expires 4, 21, 1929.

This June 21, 1927.

By Mr. Owens (With Notice and Proof):

H. 645: To require the Court of County Commissioners or like governing body of Barbour County, Alabama, to have published in some newspaper published in said county a statement following each regular, adjourned or called meeting of said Court, showing all disbursements of County Funds, for what purpose expended, and to whom paid; to fix the time of such publication; to provide for payment thereof; and to provide penalties for failure to do so.

Local Legislation.

Notice and Proof of H. 645.

AN ACT

To require the Court of County Commissioners of Barbour County, Alabama, to have published in some newspaper published in said county a statement following each regular, adjourned or called meeting of said Court, showing all disbursements of County Funds, for what purpose expended, and to whom paid; to fix the time for such publication; to provide for payment thereof; and to provide penalties for failure to do so.

I, J. K. Simmons, publisher of The Eufaula Daily Citizen certify that a local bill, a copy of which attached hereto, has appeared in the above named paper four weeks, as prescribed by law.

(Signed) J. K. Simmons, Publisher,
The Eufaula Daily Citizen.

Before me, a Notary Public, appeared J. K. Simmons, publisher of The Eufaula Daily Citizen, who on oath, swears the above is a true and correct statement.

(Signed) G. B. Espy,
Notary Public.

(Seal)

My Commission Expires: 4, 21, 1929.
This June 21, 1927.

By Mr. Stewart of Bibb. (With Notice and Proof) :

H. 646: To amend Sections 1, 2, 3, 4, 5, 23 and 26 of an act entitled "An Act to regulate and provide for the working, building, maintenance and upkeep of the public roads and bridges in Bibb County, Ala., and prescribe manner and means of collecting and raising revenue and funds for the working, building, maintenance and upkeep of the public roads and bridges of and in Bibb County, Alabama. To regulate the public road and bridge affairs of Bibb County, Alabama, to provide funds, regulations and penalties to carry the provisions and purposes of this act into effect, and the manner and means of raising or collecting such funds, and to provide for the collection of a per capita road tax and for a license tax on all vehicles propelled by animals, electricity, gasoline or other power whatsoever to be used for the maintenance, building, upkeep and repair of such roads and bridges and for the collection thereof", approved September 19, 1919.

Local Legislation.

Notice and Proof of H. 646.

A BILL

To be entitled An Act to amend local road law of Alabama, House Bill 579, passed by the Legislature and approved September 19, 1919. Amend Section 1 on line 3: "Shall be required to work upon the public roads of Bibb County five days in each year, or in lieu thereof shall pay five dollars (\$5.00) on or before the first day of March in each year, and if such sum is not paid by said date an additional sum not to exceed one dollars (\$1.00) must be paid, all of which shall accrue to the road fund of said county." To amend Section 3 on line 3: "And receipts for all hands who work their time as required by said act, and a stub attached to each receipt for each hand who works out said time." Amend Section 23: "That each County Commissioner shall give bond in the sum of five hundred dollars (\$500.00), and that each person appointed by the commissioners to collect per capita tax or license tax as required in this act shall give bond in the sum of two hundred dollars (\$200.00) each, payable to the State of Alabama. Amend Section 26 on line 10: "For four-mule ox wagon or dray, three months or less, three dollars (\$3.00); for six months or less, six dollars (\$6.00); over six months, nine dollars (\$9.00).

N. E. Stewart,
Representative from Bibb County.

This is to certify that the proposed notice of bill hereto attached was published in the issues of the Blocton Enterprise of March 10, 17, 24, and 31, 1927.

C. E. Allen,
Publisher Blocton Enterprise.

Sworn to and subscribed before me this 31st day of May 1927.

W. H. Wright,
Notary Public for Bibb County, Alabama.

By Mr. Webb:

H. 647. To validate and legalize elections heretofore held under the provisions of an act of the Legislature approved February 13, 1919, entitled, "An Act to provide for elections to authorize any county in the State to levy and collect a special county tax for public school purposes not to exceed thirty (30) cents on each one hundred dollars (\$100.00) worth of taxable property in such county; to authorize any school district, in any county that may be levying special county taxes for school purposes of not less than thirty (30) cents on each one hundred dollars (\$100.00) worth of taxable property in such county, to levy a special district tax for school purposes not to exceed thirty (30) cents on each one hundred dollars (\$100.00) worth of taxable property in such school district; and to authorize boards of education to issue interest bearing warrants to erect, repair and equip school buildings and to otherwise improve school facilities," and under the provisions of Article 12 of an Act of the Legislature approved September 26, 1919, entitled, "An Act to provide a complete educational system for the State of Alabama, etc.," or any amendments thereto, or any subsequent acts of the Legislature relating to special school tax elections.

Privileges and Elections.

By Mr. Anderson:

H. 648. To provide for the establishment and maintenance of quarantine stations or areas in Counties which have been quarantined under the provisions of Section 6 of Article 37 of the Agricultural Code of Alabama; to provide for the selection, qualification, and salary of the person to be placed in control of such station or area; to provide for the confinement and dipping of livestock within such stations or areas; to provide for the shipping from such Counties of live stock which has been confined and dipped within such stations or areas; and to provide for the removal from Office of the person in control thereof, and damages to be paid by him to any person damaged by his acts.

Agriculture.

By Mr. Darden (Notice and Proof):

H. 649. To provide for the election of County Superintendent of Education of Coosa County, Alabama, to fix his term of

office, to prescribe his salary and provide for the manner of payment of the same; to define his qualifications, powers and duties, and to provide that women who meet the requirements of this Act are eligible to nomination and election to the office of County Superintendent of Education of Coosa County, Alabama; to provide for the election of his successor in office; and to provide for his removal by the County Board of Education for good cause.

Local Legislation.

Notice and Proof H. No. 649.

A BILL

To be Entitled An Act to provide for the election of County Superintendent of Education of Coosa County, Alabama, to fix his term of office, to prescribe his salary and provide the manner of payment of the same; to define his qualifications, powers and duties, and to provide that women who meet the requirements of this act are eligible to nomination and election to the office of County Superintendent of Education of Coosa County, Ala., to provide for the election of his successor in office; and to provide for his removal by the County Board of Education for good cause.

Be it Enacted by the Legislature of Alabama:

Section 1. That the office of County Superintendent of Education of Coosa County Alabama, shall be filled by the election of a County Superintendent of Education of the county by the qualified electors of the county, at the general election in 1930, and the person elected shall go into office at the expiration of the term of the present County Superintendent of Education of Coosa County, and shall hold office until the general election in 34, or until his successor is elected and qualified. Thereafter the term of office shall be for four years after his election and until his successor is elected and qualified. Provided, however, should the office of County Superintendent of Education of Coosa County, Alabama, become vacant for any cause prior to the general election, in 1928, then and in that event, a County Superintendent shall be elected and shall hold office until the general election, in 1930, when a County Superintendent shall be elected and shall thereafter hold office for four years from his election and until his successor is elected and qualified.

Section 2. Any party or political organization may nominate a candidate for this office in any manner provided by law to be voted on in the general elections, who possesses the qualifications hereafter set out.

Section 3. That the salary of the County Superintendent of Education of Coosa County, Alabama, shall be fixed by the County Board of Education of said county, not to be less than eighteen hundred dollars and not more than twenty four hundred dollars, which shall not be increased or decreased during the term of office. However, nothing herein shall prevent the County Board of Education from allowing expenses incurred by the County Superintendent of Education while away from his office in discharging the duties of his office. The salary shall be paid as now or may hereafter be provided by law for paying County Superintendents of Education in the several counties of this state.

Section 4. The County Superintendent of Education of Coosa County, Alabama, shall be charged with the same duties and shall exercise the same powers as are now provided by the general school laws of the state or that may hereafter be required by law.

Section 5. No person shall be eligible for political or party nominations for County Superintendent of Education of Coosa County, or for

election to said office, who does not hold a first grade teacher's license, or its equivalent, under the laws of this state, and who has successfully taught thereunder for at least three years in the public schools of this state; or who is a graduate of some recognized college, university, or normal school, with at least two year's experience in teaching, and in each case must be a person of good moral character, not less than twenty-five years of age and a bona fide resident and qualified elector of Coosa County, Alabama.

Section 6. Before entering upon the duties of the office of County Superintendent of Education, he shall make and file with the Probate Judge of said county the constitutional oaths, and shall execute and file a bond in the office of the Probate Judge of the county, in such sum as may be required by the State Board of Education, with some surety company as surety authorized to do business in this State, conditioned for the faithful discharge of the duties of the office of County Superintendent of Education, and to account for all moneys and property of the State or County coming into his hands or possession as such County Superintendent of Education.

Section 7. Nothing in this act shall be construed to prevent women who meet the requirements of this act from being nominated and elected to the office of County Superintendent of Education and where the words "he" "him" or "his" appear in this act shall also be construed to include and mean "she" or "her" in the purview of this act.

Section 9. In the event of the office of County Superintendent of Education of Coosa County, Alabama, becoming vacant from any cause, then the County Board of Education, shall elect a County Superintendent of Education of Coosa County, Alabama, who meets the qualifications of this act, to serve until the next general election and no longer, and the person so elected, at such election, shall hold office until the expiration of the unexpired term of his predecessor by election.

Section 10. Should there be no one offering for the office of County Superintendent of Education, or should there be no one who meets the qualifications of this act for County Superintendent of Education in Coosa County then in either event the County Board of Education shall have authority to elect a County Superintendent of Education who is not a citizen or elector of the county, to serve until the next general election and no longer.

Section 11. Should a court of competent jurisdiction declare any clause, part of section or sections of this act unconstitutional, then the remaining parts of this act shall be and remain in full force and effect and operative.

Section 12. For good cause the County Board of Education shall have authority to remove the County Superintendent of Education; provided, that charges or specification for removal shall be reduced to writing and signed by the Chairman of the Board and approved by a majority of the County Board of Education and served on the County Superintendent at least ten days before the date set for the hearing which shall be public. Good cause shall be held to include only immorality, misconduct in office, incompetency, or willful neglect of duty of his office. Such charges must be proved by competent and relevant testimony, under oath and the County Superintendent of Education shall be entitled to be heard in his defense in person or by attorney or both. In event of removal by the County Board of Education the right of appeal to Circuit Court shall be given to the County Superintendent of Education for a trial by jury. The hearing before the County Board of Education shall be governed by the same rules, regulations and laws regulating the impeachment of the county officers.

Section 13. All laws, general, special or local in conflict with the provisions of this act are hereby repealed.

To Whom This May Concern:

Notice is hereby given that the foregoing local bill for Coosa County, Alabama, in substance, will be introduced for passing at the present session of the Alabama Legislature.

John A. Darden,
Representative Coosa County, Alabama.

STATE OF ALABAMA,
Coosa County.

Personally appeared before me, the undersigned authority in and for said County and State, Wallace P. Pruitt, who first being duly sworn doth depose and say on oath:

That he is the owner, publisher and editor of The Rockford Chronicle, a weekly newspaper published and printed in Rockford, Coosa County, Alabama. That the attached notice of a local bill was published in four consecutive issues of said newspaper, being the issues of the dates of May 26th, June 2nd, 9th and 16th, 1927.

Wallace P. Pruitt,
Subscribed and sworn to before me this the 17th day of June, 1927.

J. O. Steele,
Register in Equity, Coosa County, Alabama.

By Mr. Darden:

H. 650. To empower and authorize the commissioner's courts or boards of revenue or other governing bodies of the several counties of this State, to donate, contribute or appropriate any of the public funds of the county, not otherwise designated, to the public schools of their respective counties for the purpose of building, rebuilding, enlarging, remodeling, painting, seating or equipping the public school buildings of their respective counties, as the condition of the county finances may warrant from time to time; and to provide that public funds may be appropriated for indebtedness already incurred for the purposes named.

Education.

By Mr. Thompson (Notice and Proof):

H. 651. To provide for the election of a County Superintendent of Education for Etowah County, Alabama, by the qualified electors thereof; and to prescribe the qualifications, duties and to fix the term of office and compensation of such officer.

Local Legislation.

Notice and Proof H. 651.**NOTICE**

A bill will be introduced in the coming session of the legislature, making the county superintendent of education of Etowah county, Alabama, elective by the people and fixing his qualification, salary and term of office, and when he shall be elected.

Affidavit is hereby made that the above attached notice was published in The Gadsden Times four times consecutively, May 19, 26 June 2, 9, 1927.

(Signed) B. H. Moore,
Publisher.

STATE OF ALABAMA,

County of Etowah.

Sworn to and subscribed before me this the 14th day of June, 1927.
(Seal)

Frank L. Cathey,
Notary Public.

By Mr. Tunstall:

H. 652. To further define and regulate actions of libel and defenses thereto.

Judiciary.

By Mr. Christian:

H. 653. To amend Section 2984, Code of 1923.

Soldier's Home.

By Mr. Edmundson:

H. 654. To amend Section 8839 of the Code of Alabama of 1923.

Judiciary.

By Mr. Simpson:

H. 655. To impose an excise tax, in addition to that already imposed by the Act approved February 10, 1923, and by Act approved January 25th, 1927; on persons, corporations, co-partnerships, companies, agencies or associations engaged in the business of selling, distributing, storing or withdrawing from storage for any purpose whatsoever gasoline or other liquid motor fuels or devices or substitutes therefor in this State; and providing for the collection and payment of such tax and distribution of the funds derived therefrom to the several municipalities and counties of this State, and providing for the enforcement and fixing a penalty for the violation of any of the provisions hereof.

Public Roads and Highways.

By Mr. Simpson:

H. 656. To amend Section 7209 of the Code of Alabama, 1923.

Corporations.

By Mr. Simpson:

H. 657. To amend section 8277 of the Code of Alabama.

Insurance and Insurance Companies.

By Mr. Simpson:

H. 658. To define the jurisdiction of courts in selling lands for division or to pay debts.

Judiciary.

By Mr. Simpson:

H. 659. To amend section 7427 of the Code of Alabama.

Judiciary.

By Mr. Hawkins:

H. 660. A Bill to be Entitled An Act to propose an Amendment to the Constitution of Alabama authorizing the Cities of

Birmingham and Montgomery to levy and collect for municipal purposes an additional tax, at any rate not in excess of one-half of one percentum, which a majority of the qualified electors of said Cities voting at an election called for that purpose may authorize:

Be it Enacted by the Legislature of Alabama:

Section 1. The following amendment to the Constitution of Alabama is hereby proposed, and an election is hereby ordered by the qualified electors of the State upon such proposed amendment, and the day hereby appointed for such election is the day of the general election next succeeding the present session of the Legislature to-wit: November , 1928. The proposed amendment is to add a new section or clause as follows:

ARTICLE XI.

Section 216-A. In addition to the taxes which the Cities of Birmingham and Montgomery are authorized to levy and collect under the Constitution as heretofore amended, each of said cities shall have the power and right to levy and collect in any year or years for any municipal purpose or purposes, any rate of tax, not in excess of one-half of one percentum, on property situated therein, based upon the valuation of such property as assessed for State taxation for the year next preceding the levy, which a majority of the qualified electors of each such city voting at an election called and held as hereinafter prescribed, may authorize for such purpose or purposes. Said tax shall be used only for the purpose or purposes for which the same is authorized, levied and collected. Each election held under the provisions hereof shall be ordered, held, canvassed, and may be contested in the same manner as is or may be provided by the law applicable to municipal corporations for elections to authorize the issuance of municipal bonds. The ballots used at such election shall contain the words: "For authorization of additional taxation at rate not to exceed per cent for the year (or years) for the purpose or purposes of " and "Against authorization of additional taxation at rate not to exceed per cent for the year (or years) for the purpose or purposes of ." The rate of taxation proposed shall be printed upon the ballot in the space indicated therefor, and the year or years in which the proposed rate is to apply, and the purpose or purposes for which such tax is to be used, shall be likewise printed in the respective spaces indicated therefor. The voter shall record his choice either for or against authorization of the proposed rate for the proposed purpose or purposes by placing a cross mark before or after the words express-

ing his choice. Nothing herein contained shall in any wise change or affect the rights of any holder of bonds of said municipal corporations heretofore issued. Elections in each of said municipalities to authorize the levy of such special tax may be held as often as ordered by the governing body thereof, but when a proposition is submitted to the electors of either of said municipalities for authorization to levy a special tax for a specific purpose and such proposition is defeated, no second election for the same purpose shall be held in such municipality within one year thereafter. This section shall be self-operative without any additional legislation.

Section 2. Notice of the election hereby ordered, together with the amendment hereby proposed, shall be given by a proclamation of the Governor, which shall be published in one newspaper in each County of the State once a week for at least eight successive weeks next preceding the day hereby appointed for such election.

Section 3. At the election hereby ordered to be held as herein provided, the qualified electors shall vote on said proposed amendment; and on the official ballot printed for such election there shall be printed the proposed amendment immediately succeeding the following words: "Shall the following be adopted as Section 216-A, Article XI, of the Constitution of Alabama?" Immediately succeeding the text of the proposed amendment shall be printed the following:

"Yes....."
No....."

The choice of the elector shall be indicated by cross-mark made by him or under his direction opposite the word expressing his desire.

Section 4. Officers to hold such election shall be the same and shall be appointed in the same manner and by the same officials as now provided by the election laws of the State for the appointment of officers to hold elections in this State, and the election shall be held in all things in accordance with this Act, the law governing general elections, and the Constitutional provisions concerning amendments to the Constitution.

Section 5. The votes cast at such election shall be canvassed, tabulated and returns thereof made to the Secretary of State and counted in the same manner as in elections for representatives to the Legislature; and if it shall thereupon appear that a majority of the qualified electors who voted at such election upon the proposed amendment voted in favor of the same, such amendment shall be valid to all intents and purposes as a part of the Constitution of the State of Alabama. The result of such election shall be shown by a proclamation of the Governor.

The above and foregoing bill providing for a Constitutional amendment was read one time, at length, and referred to the Standing Committee on Municipal Organizations.

By Mr. Guy (By request) :

H. 661. To authorize and regulate the practice of chiropractic; create, authorize appointment and fix compensation, duties, jurisdiction, powers and terms of office of a Board of Chiropractic Examiners; prescribe rules governing and regulating board meetings, and proceedings, examination of applicants for, and issuance, renewal, revocation and limiting effect of certificates of qualification, and the issuance and revocation of licenses to practice chiropractic; fix fees for examining applicants for certificates of qualification and make disposition of funds arising therefrom; authorize summoning, administration of oaths to, and requiring attendance of witnesses; authorize and regulate proceedings against, and trials of chiropractors by, and rendition of, and appeals from judgments of the board, granting, renewing, revoking, or refusing to grant, renew or revoke certificates of qualification to practice chiropractic; prescribe rules and grounds for granting, refusing to grant, revoking and renewing such certificates; fix amounts and provide for payment and collection by suit of costs of proceedings in, and trials of chiropractors; prescribe for, and fix amounts to be paid for licenses to practice chiropractic; provide for recording certificates of qualification and licenses, and fix fees to be paid therefor; prohibit and punish fraudulently and without certificate of qualification and license practicing chiropractic, and using the title, "Doctor of Medicine", or abbreviation thereof, and violations of or failure to comply with laws governing chiropractors; fix educational requirements of chiropractors; First, those now practicing, who seek to qualify; and, second, those not now practicing, but who hereafter seek to qualify, to practice chiropractic in Alabama; define the science and practice of chiropractic; provide against repeal of valid parts, because of invalidity of any clause or provision hereof; and repeal laws and parts of laws in conflict with this act or any part of it.

Public Health.

By Mr. Martin:

H. 662. To provide for the release by the wife of her dower in lands belonging to the husband when the husband is non compos mentis or insane.

Revision of Laws.

By Mr. Martin:

H. 663. To amend Section 4 of an Act to regulate the sale at public auction of gold, silver, plated ware, precious stones,

watches, clocks, jewelry, bric a brac, china, glassware and to provide penalties for the violation thereof", approved October 1, 1923.

Revision of Laws.

By Mr. Patterson:

H. 664. To amend Section five of an Act to amend Section 3 of Article 2, Section 2 of Article 3, Section 24 of Article 3, Section 5 of Article 8, Article 12 by adding Section 5 1-2, Section 8 of Article 12, Section 5 of Article 15, Section 3 of Article 18, Section 3 of Article 20, Section 2 of Article 24, Section 7 of Article 24, Section 10 of Article 24, and Section 2 of Article 40 of an act entitled "An Act to provide a complete educational system for the State of Alabama," approved September 26, 1919, approved September 29, 1923.

Education.

By Mr. Langdon:

H. 665. To require fire insurance companies, their resident agents or special agents to make a personal inspection of the physical properties insured and to provide penalties thereof.

Insurance and Insurance Companies.

By Mr. Waddell:

H. 666. To amend Sections 1764, 1765, 1766, 1767 and 1768 of Article 3 of Chapter 43 of the Code of Alabama of 1923.

Judiciary.

By Mr. Starnes:

H. 667. To amend Section 6771 of the Code of Alabama of 1923.

Revision of Laws.

By Mr. Starnes:

H. 668. To amend Section 4129 of the Code of 1923.

Judiciary.

By Mr. Burns:

H. 669. To appropriate funds for the purchase of the Fourth District Agriculture School Building and Lands.

Appropriation.

By Mr. Harwood (With Notice and Proof):

H. 670. To amend the title and Sections 5, 12, 14 and 17 of the Act approved September 25, 1915, and entitled "An Act to establish a Board of Revenue for Tuscaloosa County, Alabama, to prescribe its powers and duties, to fix the compensation of its members, to provide for the election of its members and fix their terms of office, provide for a Clerk and Engineer, and to abolish the Board of Public Works and the Jury Commission of said County."

Local Legislation.

Notice and proof, H. 670:

A BILL TO BE ENTITLED AN ACT

Notice is hereby given of the intention to apply to the Legislature of Alabama, during the 1927 session of the Legislature, for the enactment of a local law applicable to Tuscaloosa County, in substance as follows:

To amend the title and Sections 5, 12, 14 and 17 of the Act approved September 25, 1915, and entitled "An Act to establish a Board of Revenue for Tuscaloosa County, Alabama, to prescribe its powers and duties, to fix the compensation of its members, to provide for the election of its members and fix their terms of office, provide for a Clerk and Engineer, and to abolish the Board of Public Works and the Jury Commission of said County."

Be it Enacted by the Legislature of Alabama:

Section 1: That that title of the Act approved September 25, 1915, and entitled "An Act to establish a Board of Revenue for Tuscaloosa County, Alabama, to prescribe its powers and duties, to fix the compensation of its members to provide for the election of its members and fix their terms of office, provide for a Clerk and Engineer, and to abolish the Board of Public Works and the Jury Commission of said County," be amended so as to read as follows:

To establish a Board of Revenue for Tuscaloosa County, Alabama, to prescribe its powers and duties, to fix the compensation of its members, to provide for the election of its members and fix their terms of office, to provide for a Clerk, Engineers, Attorneys and other necessary employees, and to abolish the Court of County Commissioners, the Board of Public Works and the Jury Commission of said County.

Section 2: That Section 5 of said Act be amended so as to read as follows:

Section 5. The said Board of Revenue shall divide the public roads of the County into precincts and annually apportion all of the inhabitants of said County subject by law to work on the roads, to the several precincts, and shall on such portions of said roads as said Board may deem it necessary appoint overseers. On such portions of the roads as are worked by contract, the board shall designate what lands in the precincts in which such contracted portions lie shall work on each contracted portion, and shall make contracts with the contractors for the amounts to be allowed the County for the labor of such hands, and all designated to work under such contractors, who shall not have paid their road tax, shall report to the contractor for work when ordered by the Board, and work the number of days, not exceeding the number required by law, fixed by the Board during each year. Provided, however, that any person in said County subject by law to work on roads may commute the duty to work on the public roads by paying to the Board of Revenue the sum of Five (\$5.00) Dollars annually, and all amounts so paid in commutation of the duty to work on the public roads shall be used in the construction and maintenance of the public roads of the County. The Board of Revenue shall fix, by order, the time in each year when the said commutation tax shall be paid. In addition to their other duties in this Act prescribed, the three members of the Board of Revenue, other than the President thereof, shall annually, before the time fixed by the Board of Revenue for the payment of the commutation tax, ascertain and list the names of all persons subject to road duty in each of the road precincts of the County, and file such lists with the Clerk of the Board. The three members of the Board of Revenue, other than the President thereof, shall also personally inspect at least once in every month all of the public roads of the County, and immediately after each inspection shall file a detailed report of the condition of the roads as found by them with the President of the Board. For the purpose of making its inspection the Board may divide the County into three road districts, and one each

of the said three members may be assigned by the Board to one of said districts for the purpose of inspection herein required. Upon receipt of said reports by the President of the Board, the President, with the approval of the Board, shall take immediate steps to repair and remedy any defect found existing in said roads.

Section 3: That Section 12 of said Act be amended so as to read as follows:

Section 12: The Board of Revenue may elect a Clerk and employ engineers and attorneys, and all other employees necessary to carry on the business of the County and prescribe and fix the compensation to be paid to them. The Board shall also prescribe the duties of the Clerk, and the Clerk shall collect all road taxes or sums paid in commutation of the duty to work the road, and shall receive no extra compensation for this service. The Clerk shall give bond for the faithful discharge of his duties in such amount and with such sureties as may be prescribed by the Board of Revenue.

Section 4: That Section 14 of said Act be amended so as to read as follows:

Section 14. Said Board shall hold four sessions annually, on the first Mondays of January, April, July and October of each calendar year, and may hold other regular session on such times as the Board may fix by its order, and may also hold special sessions at any time upon the call of the President or any two members.

Section 5: That Section 17 of said Act be amended so as to read as follows:

Section 17: That the three members of the Board of Revenue, other than the President thereof, shall receive a salary of not exceeding Two Thousand and no-100 (\$2,000.00) Dollars per annum, and shall not be entitled to any expenses or other compensation on account of any service rendered the County as such members of said Board. The salary shall be paid in monthly installments out of the County Treasury on certificates or warrants signed by the President of the Board. The salary of the President of the Board shall not exceed One Thousand and no-100 (\$1000.00) Dollars per annum, to be paid in monthly installments out of the County Treasury on certificates or warrants to be signed by himself as President of the Board.

Section 6: That all laws and parts of law in conflict with the provisions of this Act be, and are hereby repealed.

STATE OF ALABAMA,

Tuscaloosa County.

Before me, Richard C. Foster, a Notary Public in and for said State and County, personally appeared Aaron Miller, who being duly sworn, deposes and says that he is Editor and Publisher of The Tuscaloosa News and Times Gazette, a newspaper published in Tuscaloosa County, and that the notice contained in the excerpt from said newspaper pasted to this page, of intention to apply to the Legislature for the enactment of a law, was published in the said The Tuscaloosa News and Times Gazette once a week for four consecutive weeks, the first publication having been made in the issue of said newspaper of April 27, 1927, and the following publications in the issues of said newspaper were May 4, May 11, and May 18, 1927, respectively.

Aaron Miller,

Sworn to and subscribed before me on this the 13th day of June, 1927.

Richard C. Foster,
Notary Public.

By Mr. Shepherd:

H. 671. To amend Section 6102 of the Code of Alabama of 1923.

Judiciary.

By Mr. Jordan of Washington (With notice and proof):

H. 672. To repeal an Act entitled: An Act to provide for the Election of a County Superintendent of Education for Washington County, Alabama, to fix his term of Office, to prescribe his Salary, and the Manner of Payment, to Define his Qualifications, Powers and Duties, to Provide for the Election of his Successor in Office, approved September 14, 1923.

Local Legislation.

Notice and Proof H. 672.

NOTICE

Notice is hereby given that a local bill will be introduced in the adjourned session of the Legislature of Alabama for 1927 to repeal a local Act of the Legislature of 1923, entitled, "An Act To Provide for the election of a County Superintendent of Education for Washington county, Alabama, to fix his term of office, to prescribe his salary, and the manner of payment, to define his qualifications, powers and duties, to provide for the election of his successor in office."

STATE OF ALABAMA,

Washington County.

I, Joe M. Pelham, Jr., Publisher of the Washington County News, a newspaper published at Chatom, Washington County, Alabama, do hereby certify that a copy of the notice to provide for election of County Superintendent of Education as per clipping hereto attached, was published weekly in the regular and entire issue of said newspaper, and not in any supplement thereof, for four consecutive weeks, commencing with the issue dated May 26, 1927, and ending with the issued dated June 16, 1927. I further certify that I have the right and authority to make this affidavit.

Joe M. Pelham, Jr.,

Sworn to and subscribed before me on this, the 17th day of June, 1927.

Helen Smith,

Notary Public.

By Mr. Jordan of Washington (With Notice and Proof):

H. 673. To make an appropriation of Eight Thousand Two Hundred Thirty-five (\$8,235.88) Dollars and Eighty-eight cents out of the State Treasury to the County Board of Education of Washington County to cover the loss sustained through the burning of the public school building at Chatom on the first day of April, 1924.

Appropriation.

Notice and Proof H. 673.

NOTICE

Of application to the Legislature of Alabama for passage of local law for Washington County, Alabama.

Notice is hereby given to all to whom it may concern that application will be made to the present session (1927) of the Legislature of Alabama for the passage of a local act for Washington County, Alabama, the substance of which proposed local act is and will be as follows:

For the relief of the Washington County Board of Education for reimbursement for the loss sustained in the burning of the Chatom School Building on April 1st, 1924. The loss being \$8,235.88, the bill will seek to re-imburse the Board of Education for that amount.

C. C. Smith,
County Superintendent.

STATE OF ALABAMA,

Washington County.

I, Joe M. Pelham, Publisher of the Washington County News, a newspaper published at Chatom, Washington County, Alabama, do hereby certify that a copy of the notice of application to the Legislature of Alabama, for passage of local law for Washington County, Alabama, as per clipping hereto attached, was published weekly in the regular and entire issue of said newspaper, and not in any supplement thereof, for four consecutive weeks, commencing with the issue dated Jan. 20, 1927, and ending with the issue dated Feb. 10, 1927. I further certify that I have the right and authority to make this affidavit.

Joe M. Pelham, Jr.

Sworn to and subscribed before me on this, the 30th day of May, 1927

Helen Smith,
Notary Public.

By Mr. Sanders of Pike (By request):

H. 674. To amend Section 9619 of the Code of Alabama.

Appropriation.

By Mr. Guy:

H. 675. To provide for payment of supervision and inspection fees by motor carriers as defined herein; so as to provide for supervision, inspection and regulation by the Alabama Public Service Commission, in the public interest, of the operation of such motor carriers, their service, rules, regulations, practices, fares rates, charges and facilities, and licenses; to provide for collection of such fees and distribution of the funds derived therefrom; to give the State a lien upon the property of such motor carriers for payment of said fees, and to provide penalties for default in the payment thereof; to provide additional compensation to members of said Commission for the extra, new, and additional duties imposed upon them.

Public Roads and Highways.

BILLS ON SECOND READING

Mr. Morrow, Chairman of the Standing Committee on Local Legislation, reported that said Committee in session had acted on the following bill and ordered same returned to the House without recommendation:

H. 633. To provide for the erecting, building, repairing, remodeling, or reconstructing, and equipping and outfitting of a Court House for Morgan County, Alabama, in Decatur, Ala-

bama, and to establish for the consummation of such purpose a Court House Commission; and to authorize and empower said Commission to erect, build, repair, remodel, or reconstruct, and equip and outfit a Court House for said County; to make temporary loans in anticipation of the collection of taxes; to invest the Commission with power and authority now held by the Board of Revenue of Morgan County, Alabama, for the purpose of erecting, building, repairing, remodeling, or reconstructing, and equipping and outfitting a Court House; to create and designate the funds from which the cost of said erection, building, repairing, remodeling, or reconstructing, and equipping and outfitting a Court House shall be paid; and to prescribe the powers and duties of said Commission, and the powers and duties of the Board of Revenue of Morgan County, and the County Depository incident to the erecting, building, repairing, remodeling, or reconstructing, and equipping and outfitting of said Court House:

Mr. Johnson, Chairman of the Standing Committee on Insurance and Insurance Companies, reported that said Committee in session had acted on the following bills and ordered same returned to the House with a favorable report:

H. 406. To provide for the taxation of Mutual Insurance Companies, other than Life Insurance Companies, and licenses and fees for such Mutual Insurance Companies for the privilege of doing business in the State of Alabama.

H. 597. To amend Section 954 of the 1923 Code of Alabama, (Relating to duties of fire marshal and deputies).

Mr. Johnson, Chairman of the Standing Committee on Insurance and Insurance Companies, reported that said Committee in session had acted on the following bill and ordered same returned to the House with a favorable report with amendment:

(With amendment)

H. 407. To provide for the taxation of reciprocal or inter-insurance exchanges as defined in Article Three of Chapter 306 of the Code of Alabama 1923, and license and fees of such for the privilege of doing business in Alabama.

Mr. Hawkins, Chairman of the Standing Committee on Municipal Organization, reported that said Committee in session had acted on the following bills and ordered same returned to the House with a favorable report:

H. 256. To amend Section 10358 of the Code of Alabama of 1923.

H. 355. To fix and determine the boundary line of that portion of the City of Gadsden, Alabama, that lies east of the Coosa

River and to incorporate within the corporate limits of the City of Gadsden the territory bounded by said line and the East Bank of the Coosa River.

H. 367. To amend Section 1897 of the Code of Alabama of 1923.

H. 533. To amend Section 29 of an Act approved August 15, 1923, and entitled "An Act to amend an Act approved September 25th, 1915, entitled: 'An Act to provide for the government by a commission of all cities in Alabama which now have or which may hereafter have a population of one hundred thousand people or more, according to the last Federal census or any such census which may hereafter be taken, when such cities by an election adopt the provisions of this Act; to provide for the selection and election of commissioners and their terms of office; to fix their powers, duties and compensation; to punish improper conduct in connection with election of said commissioners, and to otherwise provide for the creation, conduct and maintenance of said commission form of government, and to repeal all laws and parts of laws in conflict with the provisions of this Act'; and to provide for the going into effect of various sections of said Act as amended."

H. 534. To authorize corporations which operate water works to supply a city or town with water, to use public roads in which to lay their pipes.

H. 603. To repeal Sections 2283, 2284, 2285, 2286, 2287, 2288 and 2289 of the Code of Alabama of 1923.

H. 535. To authorize the City of Birmingham to make an appropriations for the relief of Thomas A. Christian, Tryon A. Riley and Fred S. McFarland.

S. 57. To extend the corporate existence of all corporations incorporated under the laws of the State of Alabama, and now carrying on business as a corporation where the De Jure corporate existence has heretofore terminated, and to extend the corporate existence of all such corporations where the De Jure corporate existence of the corporation will terminate within ten years from the date of the approval of this Act.

Mr. Sanderson, Chairman of the Standing Committee on Revision of Laws, reported that said Committee in session had acted on the following bills and ordered same returned to the House with a favorable report:

H. 83. To repeal Section twenty-six hundred and fifty eight (2658) of the Code of Alabama of 1923.

H. 274. To prohibit any person, with the intent to injure or defraud, from obtaining any check, draft, or order calling for the payment of money, or any order calling for the delivery of any personal property from any person by means of any false pre-

tense or token, and to fix the punishment for the violation thereof.

H. 382. To amend Section 5526 of the Criminal Code of Alabama.

H. 449. To amend Section 5128 of the Code of Alabama, 1923.

H. 467. To repeal Sections 4348, 4349, 4352, 4355 and 4356 of Chapter 152, of Article 1, of the Code of 1923, relating to the public health laws of Alabama.

H. 572. To amend Section 139 of the School Code of Alabama.

H. 574. Relating to dependent, neglected or delinquent children in all counties of Alabama, which now have, or which hereafter may have, a population of not less than seventy-five thousand people and not more than ninety-five thousand people according to the last Federal Census or any such census that may be taken hereafter; to declare who are dependent, neglected or delinquent children, to declare that such children shall be wards of the state, to provide for their custody, discipline, supervision, care, protection, guardianship, and welfare; to create and establish in such counties Juvenile and Domestic Relations Courts and to provide for their equipment and maintenance; to create and confer upon such courts jurisdiction under the terms of this Act; to try and determine the question of dependency neglect or delinquency of children in such counties; and when found to be such to adjudicate and determine all questions as to their guardianship, custody, supervision, discipline, care, control, protection and training, and generally to confer upon such court jurisdiction and power to try and determine all questions arising under the terms of this Act or which may otherwise be referred to them by law for adjudication or which may be necessary or convenient to the exercise of such jurisdiction or to carry out the purpose and intent of this Act; to provide for the trial and punishment of those who aid, abet, cause or connive at or contribute to the delinquency, neglect or dependency of such children; to provide and regulate the procedure in such cases; to confer power upon such courts to make rules and regulations; and to provide such forms when not otherwise provided for, under the terms of this Act as shall be found necessary or convenient to the exercise of its jurisdiction or for the conduct of probation officers or their work, as provided for in this Act; to provide for the taking and enforcing of recognizances and bonds; and for the taking of appeals from the decisions of such court; to provide for the trial of any delinquent in a criminal court of competent jurisdiction who has shown himself or herself to be unamenable to the discipline provided for such delinquent as provided under the terms of this Act; and for the appointment of an Advisory Board to such

court and to define the duties and powers of such court; to provide for the selection of the judge and other officers of such court and to define their powers and duties; and to provide for their compensation; to declare that should any part of this Act be found unconstitutional that it shall not affect the remainder thereof and to provide for the repeal of all laws in conflict with this Act.

H. 612. To further prescribe the duties and fix the salary of the Court Reporter of the Seventeenth Judicial Circuit of Alabama and to provide for the payment of same.

H. 622. To amend Section 69 of an act entitled an act to provide for the general revenue of the State of Alabama approved September 15, 1919.

Mr. Simpson, Chairman of the Standing Committee on Judiciary, reported that said Committee in session had acted on the following bills and ordered same returned to the House with a favorable report.

H. 599. To permit State officers to reduce the number of copies of their official reports, when printed.

H. 623. To amend Section 7012 of the Code of Alabama, 1923.

H. 541. To prescribe what documents shall be admitted to record in the offices of Probate Judges of the several counties of Alabama, and to provide that their filing for record shall constitute notice of their contents.

H. 435. To prevent the fraudulent operation of slot machines and coin receptacles, and to provide penalties for the violation thereof.

H. 434. To amend Section 4282 of the Code of Alabama.

H. 352. To amend Section 8091 of the Code of Alabama of 1923.

H. 300. To amend Section 7770 of the Code of Alabama of 1923.

H. 120. To further regulate primary and general elections of Associate Justices of the Supreme Court; Justices of the Court of Appeals; Judges of the Circuit Courts and Associate Members of the Public Service Commission.

H. 118. To amend Section 3046 of the Code to read as follows:

H. 81. To authorize the County Board of Education of Lawrence County to issue and sell interest bearing warrants in order to acquire, construct or repair school buildings in districts where a five mill tax has been levied, or to pay for such buildings in such districts already built, to prescribe the form of such warrants, the manner of their execution and to provide for their payment.

S. 151. To amend Section 10291 of the Code of Alabama of 1923.

S. 113. To amend Section 8588 of the Code of Alabama.

S. 115. To amend Section 6665 of the Code of Alabama.

S. 147. To amend Section 9027 of the Code of Alabama (1923).

S. 96. To amend Section 8902 of the 1923 Code of Alabama.

S. 56. To regulate the extradition of persons charged with crime, to make uniform the laws relating thereto, to prescribe the form of demand for extradition and the showing to be made in support thereof, and to provide for investigation of the demand by the Governor, the issuance of a warrant of arrest by him, the manner and place of its execution, the authority of the arresting officer, the rights of the prisoner, a penalty for their violation, his confinement in jail when necessary, his arrest prior to requisition, or without a warrant, his commitment to await requisition, his right to bail, the proceedings permissible after bail or when a prosecution has already been instituted in this State, the right of the Governor to inquire into the guilt or innocence of the accused, the recall of the Governor's warrant or the issue of other warrants, the steps to be taken by the Governor in applying for the extradition of a person from another State, and the manner of applying for the requisition, the costs and expenses of a requisition and the manner of their payment, an exemption of a person brought into this State on extradition based on a criminal charge from civil process, and relating to the right of asylum."

S. 46. To establish an Inferior Court in Precincts 2 and 33, in Jefferson County, Alabama, said precincts lying within or partly within the City of Bessemer, in lieu of all justices of the Peace, in said precincts and in lieu of all other Inferior Courts created in lieu of Justices of the Peace heretofore created in said territory, to define the jurisdiction and powers of the said court, the Judge, Clerks and other officers thereof; to define the jurisdiction thereof, provide for a place for holding said court, provide for the terms and salaries of said Judge, Clerks and Officers of said Court. the payment of their salaries and the manner of their appointment and election.

S. 21. To regulate the answer of garnishments in Justice courts and Inferior courts created in lieu of Justice Courts in all counties of the State of Alabama having a population of over 200,000 according to the last federal census.

Mr. Simpson, Chairman of the Standing Committee on Judiciary reported that said Committee in session had acted on the following bill and ordered same returned to the House with a favorable report with substitute:

(With substitute) :

H. 15. To protect purchasers of real and personal property against which mortgages, vendors liens, judgments and other liens have been recorded in dealing with the record owners of such liens, and to provide that cancellations of liens of this character by the record owners thereof shall be valid as to such purchasers.

Mr. Simpson, Chairman of the Standing Committee on Judiciary, reported that said Committee in session had acted on the following bills and ordered same returned to the House with a favorable report with amendments:

(With amendment) :

S. 60. To provide for the creation of a Commission on Uniform State Laws, the Appointment of Commissioners thereto, and an annual contribution to the Support of the National Conference of Commissioners on Uniform State Laws.

(With amendment) :

S. 42. To provide who may not accept employment or charge or accept compensation for services in obtaining or assisting in obtaining pardons or paroles; to designate the place where offenders of this act may be tried, and to prescribe the punishment for violations of this act.

(With amendment) :

S. 3. To amend Section 8714 of the Civil Code of Alabama.

Mr. Morrow, Chairman of the Standing Committee on Local Legislation, reported that said Committee in session had acted on the following bills and ordered same returned to the House with a favorable report:

H. 638. To establish an additional or branch court house at Phenix City, in Russell County, Alabama; to divide the county into Northern and Southern divisions for such circuit court and to fix the boundary line between the two: To provide for the manner and form of the process for causes to be heard in the different divisions; to require certain officers of the County to keep an office at such branch court house; to fix the duties and compensation for such officers; to provide for grand and petit juries; to fix the jurisdiction and venue of each division of both civil and criminal cases, and to provide for the removal of such cases from one division to the other; to provide the method of appeal from inferior courts to the respective divisions of the Circuit Court; to fix requirements as to the confinement of prisoners in the county jail; to provide for the jury and nonjury terms of circuit court in said divisions; to fix the method of determining said terms: To provide for regular and special meetings of the Board of Revenue of said County in each division; to declare and fix the duties of the Judge of Probate with reference to said branch office and the two divisions; to provide

for the penalty for failure to comply with his duty and to fix compensation therefor; to provide for the holding of county court in each division and the jurisdiction of cases as to the said divisions; to provide for the appointment of a deputy clerk and fix his compensation: To require Phenix City, in Russell County, Alabama, to furnish quarters for the said county officers, safe-keeping of the records thereof, and for the furnishing of said offices with furniture, fixtures, equipment, etc.: To provide for the furnishing of books and stationery by the County; to fix the method and time by which said Act shall be and be declared to be operate and effective, and the time within which the first term of the circuit court shall be held in said Northern division; to fix the duties and provide the compensation of the tax collector and tax assessor with reference to said branch or additional court house and division.

H. 589. To divide Coosa County, Alabama, into five County board of Education Districts, to define the boundaries of said districts, to provide for the nomination and election of a member of the County Board of Education of Coosa County from each of said districts for said County, to provide for the nomination and election of two members of the County Board of Education of Coosa County, Alabama, from the county at large to serve until the general election in 1930; to prescribe the terms of office of each member of the county board of education of Coosa County, Alabama; to define the duties of the County Board of Education of said County of Coosa and State of Alabama, thus elected; and to provide that women may serve on the County Board of Education of Coosa County, Alabama.

Mr. Morrow, Chairman of the Standing Committee on Local Legislation, reported that said Committee in session had acted on the following bill and ordered same returned to the House with a favorable report with substitute:
(With substitute):

H. 626. To alter and rearrange the boundary lines of the City of Mobile in the State of Alabama, so as to include within the corporate limits of said city certain territory not included therein, and also to include the territory now included within the City or Town of Prichard in the State of Alabama.

The above and foregoing Bills were severally read a second time and placed on the Calendar.

BILLS REPORTED ADVERSELY.

Mr. Johnson, Chairman of the Standing Committee on Insurance and Insurance Companies, reported that said Committee in session had acted on the following bill and ordered same returned to the House with an adverse report:

H. 402. To amend Section 8430 of the Code of 1923 of Alabama. (Relating to assessments against members of mutual insurance companies other than life when necessary.)

Mr. Hawkins, Chairman of the Standing Committee on Municipal Organization, reported that said Committee in session had acted on the following bills and ordered same returned to the House with an adverse report:

H. 254. A Bill to be Entitled an Act To propose an amendment to the Constitution of Alabama authorizing the Cities of Birmingham, Mobile and Montgomery to levy and collect for municipal purposes any rate of tax which a majority of the qualified electors of said cities voting at an election called for that purpose may authorize.

H. 453. To amend Section 5077 of the Code of Alabama, 1923.

H. 564. To authorize cities and towns in Alabama to fix and collect licenses for any business trade or profession done or carried on within the police jurisdiction of said cities and towns, but without the corporate limits of said town.

H. 614. To amend Section 2179 of the Code of Alabama of 1923.

Mr. Sanderson, Chairman of the Standing Committee on Revision of Laws, reported that said Committee in session had acted on the following bills and ordered same returned to the House with an adverse report:

H. 280. To make it unlawful for any county officer receiving revenue for the State or county to accept as payment anything other than a certified check, money, or post office money order.

H. 330. To provide for the condemnation, by any corporation, person or association of persons owning trees or timber lying, standing or growing on the lands of another, over which said lands such owner has no right of way, rights of way and other easements, or either, for the cutting and removal, or either, of such trees and timber.

H. 571. To amend Section 9017 of the Code of Alabama.

Mr. Simpson, Chairman of the Standing Committee on Judiciary, reported that said Committee in session had acted on the following bills and ordered same returned to the House with adverse report:

H. 375. To repeal Section 2658 of the 1923 Code of Alabama.

H. 430. To amend Section 5271 of the Code of Alabama, 1923.

H. 431. To amend Section 8665 of the Code of Alabama.

H. 432. To amend Section 3572 of the Code of Alabama, 1923.

H. 433. To amend Section 4751 of the Code of Alabama, 1923.

H. 439. To amend Section 5502 of the Code of Alabama, 1923.

H. 440. To amend section 4930 of the Code of Alabama, 1923.

H. 442. To amend Section 5322 of the Code of Alabama, 1923.

H. 451. To amend Section 4921 of the Code of Alabama, 1923.

H. 454. To amend Section 4497 of the Code of Alabama, 1923.

H. 38. To amend Section 4160 of the Code of Alabama (1923).

H. 82. To amend Section 9008 of the Code of Alabama of 1923.

H. 104. To provide for the compensation and expenses of certain members of the judiciary of Alabama:

H. 137. To amend Section 5498 of the Code of Alabama of 1923.

H. 230. To repeal Section 5861 of the Code of Alabama.

H. 207. To consolidate the Supreme Court and the Court of Appeals into one Court of final appellate jurisdiction and to provide additional clerical help for the court as consolidated.

H. 231. To amend Section 9325 of the Code of Alabama.

H. 233. To make uniform the Law of Transfer of Shares of Stock in Corporations.

H. 242. To amend Sections 3994, 4001, 4002, 7534, 7542, 7543, 7544, 7545, 7547, 7551, 7552, 7554, 7555, 7556, 7557, 7558, 7560, 7562, 7563, 7566, 7567, 7573, 7578, 7584, 7586, 7591, 7595, 7596, and repeal Sections 7587, 7592, and 7594, of Articles 1 and 2, Chapter 287 of the Code, and add to Article 2, Chapter 127 of the Code Section 4003½, said sections dealing with Workmen's Compensation Act, by further defining "willful negligence"; increasing fees for legal services; extending scope of said articles; prohibiting waiving of compensation by employees; clarifying phraseology of said Section 7547, prescribing method of election; increasing and extending benefits, modifying hernia provisions, prescribing method of determining weekly earnings, reducing waiting period; modifying procedure in lump-sum settlements; authorizing review of settlements by courts on own motion; clarifying insurance features, and authorizing compensation commissioner to authorize and supervise self-insurance and approve premium rates; modifying procedure against third parties; modifying accident reporting procedure; authorizing compensation commissioner to review non-court settlements, adopt and enforce an industrial safety code, and providing funds and

personnel to administer said Act; clarifying definition of "wages"; and prescribing penalties for violation of provisions of said Act.

H. 259. To provide an additional method of describing subdivisions of Sections of land in Alabama.

H. 267. To amend Section 6037 of the Code of Alabama.

H. 283. To amend Sections 7309, 7313 and 7322 of the Code of 1923, relating to the Jurisdiction of the Court of Appeals.

H. 290. To define and regulate rights of Action on certain kinds of Fire Insurance Policies made in this State, on property herein, after loss, and to construe in part, such contracts or insurance.

H. 295. To regulate the practice and procedure in and before the Tenth Division of the Circuit Courts which now have or may hereafter have ten or more divisions of such Circuit Courts; to confer jurisdiction upon the Tenth Division of such Circuit Courts of and over cases appealed from recorders Courts or other municipal courts corresponding thereto; to authorize and empower the Judge of the Tenth Division of such Circuit Courts to make and prescribe rules and regulations for the docketing and setting for trial, hearing, handling, orders, or other disposition of such appealed cases in such Circuit Courts; and to authorize and empower the Judge of the Tenth Division of such Circuit Courts to order and direct the setting and docketing of cases for trial, hearing, handling, orders or other disposition in and before the Tenth Division of such circuit courts.

H. 310. To amend Section 9023 of the Code of Alabama of 1923.

The above and foregoing bills were severally read a second time and placed on the Adverse Calendar.

RECOMMITTAL OF BILLS

On motion of Mr. Miller of Sumter the Bill,

H. 331. To amend an act to establish a Board of Revenue for Sumter County, and for the abolishment of the court of County Commissioners of said County; approved February 22, 1919; and to amend an act to amend an act to establish a Board of Revenue for Sumter County, and for the abolishment of the Court of County Commissioners of said County, approved February 22, 1919, which act was approved November 1, 1921.

Was recommitted to the Standing Committee on Local Legislation.

On motion of Mr. Sanders of Conecuh the bill:

H. 569. To authorize the Governor to acquire for the use of the State for use as a State Public Park the lots in the city of Tuscaloosa. on which the State Capitol at Tuscaloosa was situated.

Was recommitted to the Standing Committee on Appropriations.

On motion of Mr. Sanderson the Bill:

H. 6. To amend Sections 1033, 1034, 1035, 1036, 1037, 1038, 1039, 1040 and 1041 of Chapter 30 of the Code of 1923 relating to the Geological Survey.

Was recommitted to the Standing Committee on Appropriations.

SPECIAL ORDER

The House proceeded to the consideration of the Special Order which was the Bill:

H. 387. For the purpose of finding out new scientific facts in regard to the use of fertilizer for farm and truck crops, the adaptation and improvement of varieties of crops, the establishment and improvement of pastures, the production of feed and forage crops, the economic production and management of live-stock, the production of fruits, vegetables, nuts and citrus fruit, the control of insect pests, plant and live-stock diseases, and other similar important agricultural and economic problems having for their object the development of a more permanent, more profitable and diversified agriculture, there is hereby created and provision made for the maintenance of sub-agricultural experiment stations, one upon each of the four main large soil types of the State as represented in the Tennessee Valley, the Black Belt, the Wiregrass, and the Gulf Coast area; to create a commission to locate said sub-stations and to provide for its per diem and expenses; to provide for the carrying on of research work on Experimental Fields in different parts of the State; to make appropriations to the Board of Trustees of the Alabama Polytechnic Institute for carrying out the purposes of this Act; to provide for the administration and direction of this work; to authorize and empower county boards of revenue or county commissioners, or other bodies having similar jurisdiction in the several counties of the State, individuals, firms, organizations, corporations, companies or municipalities to make donations and appropriations for the purchase of land and equipment for said sub-stations; to authorize the Board of Trustees of the Alabama Polytechnic Institute to accept such donations.

Was taken up. Mr. Goode offered the following amendment to the bill, H. 387.

AMENDMENT TO H. B. NO. 387.

Amend House Bill No. 387 as follows:

1. Between the words "that and the figures "1-10" line 12 of Section 8 insert the words "not more than".

2. Between the word "appropriation" and the word "shall" in line 12 of Section 8 insert the words "for any one Station."

3. Strike out in line 6 of Section 6 the words "not over \$25,000.00 shall be used for any one Station" and insert in lieu thereof the words "\$25,000.00 shall be used for each of said stations."

And the amendment offered by Mr. Goode was adopted. Yeas, 77; Nays, 0.

Yeas:

Messrs:

Mr. Speaker	Graves	Lovell	Ringer
Adcock	Green	Luck	Rivers
Allen	Grove	McAdory	Rogers (Elmore)
Anderson	Gullatt	Martin	Rogers (Mobile)
Ashcraft	Guy	Matthews	St. John
Bartlett	Hampton	Merrill	Sanders (Pike)
Beebe	Harwood	Miller (Sumter)	Sanderson
Bryant	Hightower	Molette	Shepherd
Burns	Hollis	Morrow	Shivers
Byars	Howell	Mullen	Smith
Cannon	Hubbard	Owens	Stewart (Calhoun)
Carter	Hughes	Patterson	Thompson
Cockrell	Jeter	Pegues	Tompkins
Darden	Johnson	Pitts	Waddell
Denson	Jordan (Etowah)	Poole	Ward (Tuscaloosa)
Edmundson	Jordan (Washington)	Powell	Ware
Edwards	Kirkpatrick	Quillin	Webb
Fite	Lawler	Rankin	Weldon
Goode	Lee	Reeder	Winn
Goodwyn			

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And said Bill:

H. 387. For the purpose of finding out new scientific facts in regard to the use of fertilizer for farm and truck crops, the adaptation and improvement of varieties of crops, the establishment and improvement of pastures, the production of feed and forage crops, the economic production and management of live-stock, the production of fruits, vegetables, nuts and citrus fruit, the control of insect pests, plant and live-stock diseases, and other similar important agricultural and economic problems having for their object the development of a more permanent, more profitable and diversified agriculture, there is hereby created and provision made for the maintenance of sub-agricultural experiment stations, one upon each of the four main large soil types of the State as represented in the Tennessee Valley, the Black Belt, the Wire-grass, and the Gulf Coast area; to create a commission to locate said sub-stations and to provide for its per diem and expenses; to provide for the carrying on of research work on Experimental Fields in different parts of the State; to

make appropriations to the Board of Trustees of the Alabama Polytechnic Institute for carrying out the purposes of this Act; to provide for the administration and direction of this work; to authorize and empower county boards of revenue or county commissioners, or other bodies having similar jurisdiction in the several counties of the State, individuals, firms, organizations, corporations, companies or municipalities to make donations and appropriations for the purchase of land and equipment for said sub-stations; to authorize the Board of Trustees of the Alabama Polytechnic Institute to accept such donations.

As amended:

Was read a third time at length and passed.

Yeas, 93; Nays, 0.

Yeas:

Messrs:

Mr. Speaker	Golson	Langdon	Ringer
Adcock	Goode	Lawler	Rivers
Allen	Goodwyn	Lee	Rogers (Elmore)
Anderson	Graves	Lovelace	Rogers (Mobile)
Ashcraft	Green	Luck	Sanders (Conecuh)
Baldwin	Grove	McAdory	Sanders (Pike)
Bartlett	Gullatt	Martin	Sanderson
Beebe	Guy	Matthews	Shepherd
Bryant	Hampton	Merrill	Shivers
Burleson	Harwood	Miller (Sumter)	Simpson
Burns	Hawkins	Molette	Starnes
Byars	Hightower	Monk	Stephens
Cannon	Hollis	Mullen	Stewart (Bibb)
Carter	Howard	Nipper	Stewart (Calhoun)
Christian	Howell	Owens	Thompson
Cockrell	Hubbard	Parish	Tompkins
Cook	Hughes	Patterson	Tunstall
Darden	Jeter	Pegues	Waddell
Deloney	Johnson	Pitts	Wallace
Denson	Jones (Bullock)	Poole	Ward (Tuscaloosa)
Desear	Jordan (Etowah)	Powell	Ware
Edmundson	Jordan (Washington)	Quillin	Webb
Edwards	Kirkpatrick	Reeder	Winn
Frey			

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And on motion of Mr. Goode the Bill H. 387 was ordered sent forthwith to the Senate without Engrossment.

SPECIAL ORDER

The House proceeded to the consideration of the Special Order which was the Bill:

(With Amendment):

H. 343. To provide for the establishment of a Demonstration Farm at or near each of the State Secondary Agricultural Schools of Alabama, to provide for the necessary physical plants

and equipment for such farms, to authorize and empower county boards of revenue or county commissioners or other bodies having similar jurisdiction in each county to appropriate funds for aiding in the purchase of land and equipment for said farms, to make appropriations for the maintenance of said farms and provide for their management and control.

The question was upon the adoption of the amendment reported by the Standing Committee on Agriculture. Said Committee amendment being as follows:

Amend House Bill 343 by striking out the words "one hundred and twenty-five acres" wherever it occurs in the Bill and substitute in lieu thereof the words "one hundred and twenty acres."

And the amendment reported by the Standing Committee on Agriculture was adopted. Yeas, 79; Nays, 0.

Yeas:

Messrs:

Allen	Goode	Jordan (Washington)	Pitts
Anderson	Goodwyn	Kirkpatrick	Poole
Ashcraft	Graves	Lawler	Powell
Bartlett	Green	Lee	Reeder
Beebe	Grove	Lovelace	Ringer
Bryant	Gullatt	Luck	Rivers
Burns	Guy	McAdory	Rogers (Elmore)
Byars	Hampton	Martin	Rogers (Mobile)
Cannon	Hartwood	Matthews	Shivers
Cockrell	Hawkins	Merrill	Stewart (Calhoun)
Cook	Hightower	Miller (Sumter)	Thompson
Darden	Hollis	Molette	Tompkins
Deloney	Howard	Morrow	Waddell
Denson	Howell	Mullen	Wallace
Desear	Hubbard	Nipper	Ward (Tuscaloosa)
Edmundson	Hughes	Norman	Ware
Edwards	Jeter	Owens	Webb
Fite	Johnson	Parish	Weldon
Frey	Jones (Bullock)	Patterson	Winn
Golson	Jordan (Etowah)	Pegues	

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Mr. Goode offered the following amendment to the Bill, H. 343.

Amend House Bill No. 343 as follows:

1. By striking therefrom the words "Board of Trustees of the Alabama Polytechnic Institute" in line 7 of Section 4 and insert in lieu thereof the words "State Department of Education"—

2. By striking therefrom the words "Alabama Polytechnic Institute" in lines 10 and 11 of Section 4 and insert in lieu thereof the words "State of Alabama"—

3. By striking therefrom the words "the Director of the Experiment Station of" in lines 2 and 3 of Section 7.

And the amendment offered by Mr. Goode to the Bill H. 343 was adopted. Yeas, 83; Nays, 0.

Yeas:

Messrs:

Mr. Speaker	Golson	Langdon	Rogers (Mobile)
Adcock	Goode	Lee	Sanders (Conecuh)
Allen	Goodwyn	Lovelace	Sanders (Pike)
Anderson	Graves	Luck	Sanderson
Ashcraft	Green	Martin	Shepherd
Baldwin	Grove	Merrill	Shivers
Bartlett	Gullatt	Miller (Sumter)	Simpson
Beebe	Guy	Molette	Smith
Brunson	Hampton	Monk	Starnes
Bryant	Hawkins	Morrow	Stephens
Burns	Hightower	Mullen	Stewart (Calhoun)
Byars	Hollis	Nipper	Thompson
Cannon	Howard	Owens	Tompkins
Carter	Hubbard	Parish	Waddell
Cockrell	Hughes	Patterson	Wallace
Cook	Jeter	Pegues	Ward (Tuscaloosa)
Darden	Johnson	Pitts	Ware
Deloney	Jones (Bullock)	Poole	Webb
Denson	Jordan (Etowah)	Rankin	Weldon
Fite	Jordan (Washington)	Ringer	Winn
Frey	Kirkpatrick	Rivers	

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And said Bill:

H. 343. To provide for the establishment of a Demonstration Farm at or near each of the State Secondary Agricultural Schools of Alabama, to provide for the necessary physical plants and equipment for such farms, to authorize and empower county boards of revenue or county commissioners or other bodies having similar jurisdiction in each county to appropriate funds for aiding in the purchase of land and equipment for said farms, to make appropriations for the maintenance of said farms and provide for their management and control.

As amended:

Was read a third time at length and passed;

Yeas, 89; Nays, 0.

Yeas:

Messrs:

Mr. Speaker	Burns	Frey	Harwood
Adcock	Cannon	Golson	Hawkins
Allen	Carter	Goode	Hightower
Anderson	Christian	Goodwyn	Hollis
Ashcraft	Cockrell	Graves	Howard
Baldwin	Darden	Green	Howell
Bartlett	Denson	Grove	Hubbard
Beebe	Edmundson	Gullatt	Hughes
Brunson	Edwards	Guy	Jeter
Bryant	Fite	Hampton	Johnson

Jones (Bullock)	Miller (Sumter)	Reeder	Stewart (Bibb)
Jordan (Etowah)	Molette	Ringer	Stewart (Calhoun)
Jordan (Washington)	Monk	Rivers	Thompson
Kirkpatrick	Mullen	Rogers (Mobile)	Tompkins
Langdon	Nipper	St. John	Waddell
Lawler	Owens	Sanders (Conecuh)	Wallace
Lee	Parish	Sanders (Pike)	Ward (Geneva)
Lovelace	Patterson	Sanderson	Ward (Tuscaloosa)
Luck	Pegues	Shepherd	Ware
McAdory	Powell	Shivers	Webb
Martin	Quillin	Smith	Weldon
Matthews	Rankin	Stephens	Winn
Merrill			

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And on motion of Mr. Goode the Bill H. 343 was ordered sent forthwith to the Senate without Engrossment.

CERTIFICATE OF CLERK

To the House of Representatives:

I hereby certify that the bills and H. J. R. hereinafter mentioned were delivered to the Executive Department on the dates and hours named and that I hold the receipt of the Executive Department for same.

Delivered to Governor at 10:55 A. M., on June 24, 1927.

H. 239.

H. 388.

H. J. R. 70.

J. H. Stewart,
Clerk.

ADJOURNMENT.

Under a joint resolution heretofore adopted the House on motion of Mr. Jordan of Etowah adjourned until Tuesday, June 28th, 2:30 o'clock P. M.

TWENTY-SIXTH DAY

Montgomery, Alabama.
House of Representatives.
Tuesday, June 28th, 1927.

The House met pursuant to adjournment.

PRAYER

The session was opened with prayer by Rev. Mr. Thompson of the House.

ROLL CALL

On a call of the roll of the House the following members answered to their names:

Messrs:			
Mr. Speaker	Goodwyn	McAdory	Rogers (Mobile)
Adcock	Graves	Martin	St. John
Allen	Green	Matthews	Sanders (Concuh)
Anderson	Grove	Merrill	Sanders (Pike)
Ashcraft	Gullatt	Miller (Marengo)	Sanderson
Baldwin	Guy	Miller (Sumter)	Shepherd
Bartlett	Hampton	Molette	Shivers
Beebe	Harwood	Monk	Simpson
Bryant	Hawkins	Morrow	Smith
Burleson	Hightower	Moxley	Starnes
Burns	Hollis	Mu'len	Stephens
Byars	Howard	Nipper	Stewart (Bibb)
Cannon	Howell	Norman	Stewart (Calhoun)
Carter	Hubbard	Owens	Thompson
Christian	Hughes	Parish	Tompkins
Cockrell	Jeter	Patterson	Tunstall
Cook	Johnson	Pegues	Vickers
Darden	Jones (Bullock)	Pitts	Waddell
Deloney	Jordan (Etowah)	Poole	Wallace
Denson	Jordan (Washington)	Powell	Ward (Geneva)
Desear	Kirkpatrick	Quillin	Ward (Tuscaloosa)
Edmundson	Langdon	Rankin	Ware
Edwards	Lawler	Reeder	Webb
Frey	Lee	Ringer	Weldon
Golson	Lovelace	Rivers	Winn
Goode	Luck	Rogers (Elmore)	

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A quorum was present.

JOURNAL

The Chairman of the Standing Committee on the Revision of the Journal made the following report:

REPORT OF STANDING COMMITTEE ON REVISION OF THE JOURNAL

Mr. Speaker :

Your standing committee on Revision of the Journal begs leave to report that said committee has carefully examined the Journal of the House for the 25th legislative day, and finds same correct.

R. G. Langdon,
Chairman.

The report of the committee was concurred in and adopted and the Journal for the 25th legislative day was approved.

LEAVE OF ABSENCE.

Was granted to Messrs. Brunson, Fite and Jones of Cleburne for today.

REPORT OF STANDING COMMITTEE ON ENROLLED BILLS

Mr. Speaker :

Your Standing Committee on Enrolled Bills reports that it has examined the following Bills :

H. 22. Amending Section 8777 of the Code of Alabama as approved August 17th, 1923.

Also :

H. 84. To provide for the punishment for any voter who votes, or attempts to vote more than once in a primary election.

Also :

H. 107. To amend Section 6855 of the Code of Alabama, 1923.

Also :

H. 176. To safeguard the distribution and sale of certain dangerous caustic or corrosive acids, alkalis, and other substances in the State of Alabama, to be known as the caustic alkali or acid Act. And prescribe a punishment for the violation thereof.

Also :

H. 307. To repeal an Act entitled An Act "To provide for the selection of delegates to any national party convention whenever a citizen of the State of Alabama is a candidate for the nomination by any political party as its candidate for election as President of the United States," approved September 13, 1923.

Also :

H. 364. Allowing boxing, sparring and wrestling matches and exhibitions under the regulation and supervision of the Alabama Athletic Commission herein established, and relating to the powers, duties, compensation and authority of said Com-

mission, and prescribing penalties for the violation of the provisions of this act, or rules of said Commission.

And finds same correctly enrolled.

Robt. B. Harwood,
Chairman.

SIGNING OF BILLS

The Speaker of the House in the presence of the House, immediately after the titles had been publicly read by the Clerk, the reading at length, having been dispensed with by a two-thirds vote of a quorum present, signed the Bills, the titles to which are set out in the above and foregoing report of the Standing Committee on Enrolled Bills.

REPORT OF RULES COMMITTEE.

Mr. Tunstall, Vice-Chairman of the Standing Committee on Rules returned to the House, with a favorable report:

By Mr. Rogers of Mobile:

H. R. 75. Resolved by the House that H. B. 271 be made a special paramount continuing order for the 26th Legislative Day.

That House Bills Nos. 357, 339, 353 and 351 be made special paramount continuing orders immediately following the disposition of H. 271.

And the report of the Committee was concurred in and adopted.

MESSAGE FROM THE SENATE

Mr. Speaker:

The Senate has originated and adopted the following Joint Resolution:

By Mr. Teasley:

S. J. R. 55. Be it resolved by the Senate, the House concurring that when the two houses adourn today they will adjourn until Friday, July 1, 1927.

And sends same herewith to the House.

J. E. Speight,
Secretary.

SENATE MESSAGE

On motion of Mr. Tunstall the House concurred in and adopted the S. J. R. 55 set out in the above and foregoing message from the Senate.

MESSAGE FROM THE SENATE

Mr. Speaker:

The Senate has originated and passed the following bills and sends same herewith to the House:

By Mr. Fite:

S. 146. To amend Section 7770 and 7773 of the Code of Alabama of 1923.

Also:

By Mr. Fite:

S. 154. To amend Section 4500 of the Code of Alabama of 1923.

Also:

By Mr. Stanley:

S. 185. To abolish the Branch Agricultural Experiment Station located near Uniontown, in Perry County, Alabama, known as the Canebrake Agricultural Experiment Station and to provide for the distribution of the property thereof.

Also:

By Mr. Ellis of Shelby (with notice and proof):

S. 182. To extend and re-arrange the boundary lines of the corporate limits of the Town of Clanton, Chilton County, Alabama.

With notice and proof thereto attached and herewith exhibited as follows:

STATE OF ALABAMA,

Chilton County.

Notice is hereby given that at the 1927 session of the Legislature of Alabama a bill will be introduced seeking the enactment of a law, to extend or re-arrange the boundary lines of the corporate limits of the Town of Clanton in Chilton County, Alabama, so as to include in said corporate limits of said Town of Clanton the following described lands to-wit:

All of Sections one (1) and Two, and the North half N½ of Section Eleven (11,) and the North half of Section Twelve (12), and the East half of Section three (3), and the Northeast quarter of Section Ten (10) Township Twenty One (21) Range Fourteen (14), and all of Sections Thirty-five (35) and Thirty-six (36) and the East Half of Section Thirty-four (34), and the South Half of Section Twenty-five (25), and the South half of Section Twenty-six (26), and the Southeast quarter of Section Twenty-seven (27), Township Twenty-two (22), Range Fourteen, and the Southwest quarter of Section Thirty (30), and the West half of Section Thirty-one (31), Township Twenty-two, Range Fifteen, and the West Half of Section Six, and the Northwest quarter of Section Seven (7), Township Twenty-One (21) Range Fifteen (15), Chilton County Alabama, which bill will be in substance as follows:

AN ACT

To extend or re-arrange the boundary lines of the corporate limits of the Town of Clanton, Chilton County, Alabama.

Be it Enacted by the Legislature of Alabama:

Section One:

That the boundary lines of the corporate limits of the Town of Clanton, Chilton County, Alabama be and hereby are extended or re-arranged so as to include within the corporate limits of said Town of Clanton, Chilton County, Alabama the following lands, to-wit:

All of Sections one (1) and Two, and the North Half N.½ of Section Eleven (11), and the North half of Section Twelve (12), and the East half of Section Three (3) and the Northeast quarter of Section Ten (10) Township Twenty-one (21) Range Fourteen, and all of Sections Thirty-five (35) and Thirty-six (36) and the East Half of Section Thirty-four (34), and the South Half of Section Twenty-five (25), and the South half of Section Twenty-six (26), and the Southeast quarter of Section Twenty-seven, Township twenty-two (22), Range Fourteen, and the Southwest quarter of Section Thirty (30), and the West half of Section Thirty-one (31), Township Twenty-two, Range Fifteen and the West half of Section Six, and the Northwest quarter of Section Seven (7), Township Twenty-one (21) Range Fifteen (15), Chilton County, Alabama.

Section Two.

That all laws or parts of laws in conflict with the provisions of this Act be and the same hereby are repealed.

Section Three.

That this Act shall become effective upon its final passage and approval.

THE STATE OF ALABAMA,

Chilton County.

Personally appeared before me C. O. Jones, a Notary Public for said county, in said state Joe M. Holladay, who being by me first duly sworn deposes and says on oath, as follows: That he is Editor and Publisher of the Chilton County News, a Newspaper published at Clanton, in Chilton County Alabama; that said Chilton County News, is a weekly newspaper; that the printed notice which is pasted to and attached to this affidavit has been duly published in and appeared in the regular issues of said Chilton County News, once each week, for four consecutive weeks, in the issues of the dates, as follows: January 20th 1927, January 27th, 1927, February 3rd 1927, and February 10th, 1927. That said notice appeared in said paper on said dates, together with the proposed act, which follows the same, and which is attached hereto.

Joe M. Holladay,

Editor and Publisher of the Chilton County News.

Sworn to and subscribed before me this the 6th day of June 1927.

C. O. Jones,
Notary Public.

J. E. Speight,
Secretary.

SENATE MESSAGE

The Senate Bills, the titles to which are set out in the above and foregoing Message from the Senate were severally read one time and referred to appropriate Standing Committees as follows:

Judiciary, S. 146, S. 154.
Agriculture, S. 185.
Local Legislation, S. 182.

MESSAGE FROM THE SENATE

Mr. Speaker:

The Senate has amended as therein shown, and, as amended, has passed the following House Bills and returns same herewith to the House:

H. 340. To authorize and provide for the issuance and sale of State bonds for the purpose of constructing, improving, repairing and maintaining public roads, highways and bridges as authorized by the constitutional amendment known as Article XXA of the Constitution of Alabama.

H. 138. To create a State Service Commissioner, and to fix the duties and compensation of such commissioner, and to make an appropriation to carry out the purpose of this Act.

J. E. Speight,
Secretary.

SENATE MESSAGE

On motion of Mr. Poole the House concurred in and adopted the Senate amendment to the Bill H. 340, said Senate amendment being as follows:

A BILL

To be entitled an Act, to authorize and provide for the issuance and sale of State Bonds for the purpose of constructing, improving, repairing and maintaining Public Roads, Highways and Bridges as authorized by the Constitutional Amendment known as Article XXA of the Constitution of Alabama.

Be it Enacted by the Legislature of Alabama:

Section 1. That there is hereby authorized to be issued and sold interest bearing negotiable State Bonds in an amount not to exceed the sum of Twenty-five Million (\$25,000,000.00) Dollars, for the purpose of securing funds to construct, improve, repair and maintain public roads, highways, and bridges in the State of Alabama.

Section 2. Said bonds when issued and sold shall be exempt from all State, County and municipal taxes.

Section 3. The Governor, the Alabama Highway Director, in Alabama, and the Attorney General are hereby constituted a Bond Commission with full authority to have executed issued and to sell the bonds herein authorized. No member of the Bond Commission shall receive compensation in any form in the sale of these bonds. The Commission shall meet at the call of the Governor, who is hereby constituted its Chairman, and said Commission shall elect a Secretary of the Commission.

Section 4. Three shall constitute a quorum of the Bond Commission for the transaction of business and all proceedings

had and done by said Bond Commission must be reduced to writing by the Secretary and recorded in a substantially bound book, and true copies of such proceedings shall be certified to the Treasurer, by the Chairman of said Commission, attested by the Secretary of the Commission.

Section 5. The Bonds hereby authorized shall be executed, sold and delivered on the behalf of the State of Alabama from time to time, and shall be in such denomination and numbers and series, and shall mature at such times, and bear such rate of interest, not exceeding six per cent (6%) per annum, payable semi-annually, as may be deemed expedient by the Bond Commission; but such bonds shall not be sold for less than the par value thereof.

Section 6. Such bonds shall be signed by the Governor, The State Auditor, State Treasurer and shall have attached thereto attested by the Secretary of State the Great Seal of the State of Alabama. Coupons shall be numbered and signed by the State Treasurer; provided, however, that the facsimile copy of the Treasurer's signature upon the interest coupons upon said bonds may be lithographed in lieu of signing the same.

Section 7. That payment for said bonds shall be made to the State Treasurer and a record and registration of said bonds shall be kept by the State Treasurer. The funds derived from the sale of such bonds shall be credited to the Highway fund and shall be used exclusively for the construction, improvement, repair and maintenance of the public roads, highways, and bridges in Alabama, as authorized by law.

Section 8. The bonds issued under this Act shall be a direct obligation of the State and the full faith and credit of the State is pledged to the prompt payment of the principal and interest thereon. The bonds provided for by this Act are issued under the authority of the amendment to the Constitution known as Article XXA and adopted at an election held on April 12, 1927, authorizing the State to engage in the construction, improvement, repair and maintenance of public roads, highways and bridges in the State of Alabama, and authorizing the issuance and sale of interest bearing negotiable State Bonds in an amount not to exceed the sum of Twenty-five Million (\$25,000,000.00) Dollars.

Section 9. Said bonds are entitled to the full benefit of the sinking fund provided by said constitutional amendment.

Section 10. Said bonds shall be negotiable instruments issued in coupon form with the privilege of registration as to principle or as to principle and interest. The Bond Commission is authorized to prescribe regulation for registering the bonds and the charge not to exceed more than 50c (Fifty Cents) per Thousand for each registration.

Section 11. Said bonds shall be made payable in gold coin of the United States of the present standard of weight and fineness, or its equivalent in the lawful currency of the United States.

Section 12. The principal and interest on said bonds shall be payable at the office of the State Treasurer's, or at the place of business of the State fiscal Agent in the City of New York, at the option of the holder.

Section 13. This Act shall become operative immediately upon its passage and approval by the Governor; and all laws and parts of law in conflict herewith are hereby expressly repealed.

Yeas, 82; Nays, 0.

Yeas:

Messrs:

Mr. Speaker	Golson	Martin	Rivers
Adcock	Goodwyn	Matthews	Rogers (Elmore)
Allen	Green	Merrill	Rogers (Mobile)
Anderson	Grove	Miller (Marengo)	St. John
Ashcraft	Gullatt	Miller (Sumter)	Sanders (Pike)
Baldwin	Guy	Molette	Sanderson
Bartlett	Hampton	Monk	Shepherd
Beebe	Hawkins	Morrow	Smith
Bryant	Hightower	Norman	Stewart (Calhoun)
Burleson	Hollis	Owens	Tompkins
Burns	Howard	Parish	Tunstall
Cannon	Howell	Patterson	Vickers
Christian	Hubbard	Pegues	Waddell
Cockrell	Hughes	Pitts	Wallace
Cook	Johnson	Poole	Ward (Geneva)
Darden	Jones (Bullock)	Powell	Ward (Tuscaloosa)
Denson	Kirkpatrick	Quillin	Ware
Desear	Langdon	Rankin	Webb
Edmundson	Lawler	Reeder	Weldon
Edwards	Lee	Ringer	Winn
Frey	Lovelace		

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Mr. Simpson moved to concur in and adopt the Senate amendment to the Bill H. 138, said Senate amendment being as follows:

Amend Section 2 of House Bill 138, so that the same shall read as follows:

The State Service Commissioner shall be appointed by the Governor of Alabama, and shall hold office at the discretion of the Governor of Alabama, provided that such Commissioner shall be appointed from among three ex-service men who were in the military or naval service of the United States during the period between April 6, 1917 and November 11, 1918, and have been honorably discharged therefrom, whose names shall be selected and submitted to the Governor by the Department, Executive Committee of the American Legion, Department of

Alabama, and all subsequent appointees to such office shall be selected in like manner and possess like qualifications.

Mr. Frey moved that the House nonconcur in the Senate amendment to House Bill 138 and on motion of Mr. Rogers, of Mobile the motion of Mr. Frey to nonconcur in the Senate amendment to said Bill H. 138 was laid upon the table.

Yeas, 61; Nays, 30.

Yeas:

Messrs:

Mr. Speaker	Graves	Lee	Ringer
Adcock	Green	Lovelace	Rivers
Allen	Grove	Martin	Rogers (Elmore)
Bartlett	Guy	Matthews	Rogers (Mobile)
Beebe	Harwood	Merrill	St. John
Bryant	Hawkins	Miller (Marengo)	Shepherd
Burns	Howard	Miller (Sumter)	Shivers
Cockrell	Howell	Molette	Simpson
Deloney	Jeter	Moxley	Stewart (Calhoun)
Denson	Johnson	Nipper	Tunstall
Desear	Jones (Bullock)	Norman	Vickers
Edmundson	Jordan (Etowah)	Parish	Waddell
Edwards	Jordan (Washington)	Pitts	Ward (Geneva)
Golson	Kirkpatrick	Poole	Weldon
Goode	Lawler	Reeder	Winn
Goodwyn			

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Nays:

Messrs:

Anderson	Gullatt	Powell	Stewart (Bibb)
Baldwin	Hollis	Quillin	Thompson
Cannon	Hubbard	Rankin	Tompkins
Carter	Hughes	Sanders (Conecuh)	Wallace
Christian	Monk	Sanders (Pike)	Ward (Tuscaloosa)
Cook	Morrow	Smith	Ware
Darden	Owens	Stephens	Webb
Frey	Pegues		

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And on motion of Mr. Simpson, the House concurred in and adopted the Senate amendment to the Bill H. 138.

Yeas, 63; Nays, 20.

Yeas:

Messrs:

Mr. Speaker	Denson	Guy	Kirkpatrick
Adcock	Desear	Harwood	Lee
Allen	Edmundson	Hawkins	Lovelace
Ashcraft	Edwards	Howard	Martin
Bartlett	Golson	Howell	Matthews
Bryant	Goode	Jeter	Merrill
Burns	Goodwyn	Johnson	Miller (Marengo)
Cockrell	Graves	Jones (Bullock)	Miller (Sumter)
Darden	Green	Jordan (Etowah)	Molette
Deloney	Grove	Jordan (Washington)	Monk

Morrow	Pitts	St. John	Waddell
Moxley	Poole	Shepherd	Ward (Geneva)
Nipper	Quillin	Shivers	Ware
Norman	Reeder	Simpson	Weldon
Parish	Rogers (Elmore)	Stewart (Calhoun)	Winn
Patterson	Rogers (Mobile)	Vickers	

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*Nays:**Messrs:*

Anderson	Frey	McAdory	Sanders (Pike)
Cannon	Gullatt	Pegues	Stephens
Carter	Hollis	Powell	Stewart (Bibb)
Christian	Hubbard	Rankin	Tompkins
Cook	Hughes	Ringer	Ward (Tuscaloosa)

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MESSAGE FROM THE GOVERNOR.

To the House of Legislature of Alabama:
Gentlemen:

I hand you herewith a message from the Governor submitting the Agricultural Code and the sworn statement of the Code Commissioner relative to the changes, additions, and omissions made.

Respectfully,

Gaston Scott,

Secretary to Governor.

June 28, 1927.

To the House of the Legislature of Alabama:

By virtue of the provisions of an act approved February 18th, 1927, entitled:

"An Act to provide for the codification, revision, digesting and promulgation of the public statutes of Alabama which pertain to agriculture and industries, and related subjects, which are administered by, or related to the duties of the Commissioner of Agriculture and Industries, the Department of Agriculture and Industries or the State Board of Agriculture."

Harwell G. Davis was employed as Code Commissioner and as such Code Commissioner, he has delivered to me as Governor, the Code prepared in accordance with said Act, together with a sworn statement showing the changes, additions and omissions made.

Now in further compliance with said Act I herewith submit to the Legislature said code and sworn statement for such action as it deems fit.

There is one part of the proposed Code which is entirely new. Although the Constitution creates a Commissioner of Agriculture and Industries, and we have a Department of Agriculture and Industries, yet only nominal duties with reference to industries has ever been required of this officer or Department.

This Code creates an industrial section and sets up a commission charged, not with regulating industry, but with making official effort to develop the state industrially. The provisions of this Industrial Section are the result of conferences with patriotic men interested in developing this state and familiar with the locating and financing of industry. While it carries an appropriation, there is one provision that no member of the Commission shall receive even traveling expenses therefrom. If the Legislature sees fit to adopt this provision, which I have been instrumental in having included in this Code, I hope to secure men on this Commission who,

by their past industrial accomplishments, give assurance of worth while results to Alabama.

Respectfully,
Bibb Graves,
Governor.

June 28, 1927.

The above Message from the Governor was read at length.

By Mr. Goode:

H. J. R. 76. Where, the manuscript of the Code Commissioner as authorized by an Act approved February 18, 1927, has been prepared and filed with the Governor,

Be it Resolved by the House, the Senate concurring:

First, that there is hereby created a joint committee from the Senate and the House of Representatives of the Legislature of Alabama, to be composed of the Lieutenant-Governor and two Senators and the Speaker of the House and three other Representatives, who are hereby authorized and required to read the manuscript of the Agricultural Code as prepared by Hon. Harwell G. Davis:

Second, that the committee shall revise, amend, and correct the manuscripts so as to make it a harmonious body of law, as nearly perfect as possible, and in doing this, they shall keep correct minutes of their proceedings, to be signed by the Chairman of the committee, and returned with the manuscript, so that their amendments and corrections may be correctly incorporated in the published Code:

Third, that the committee shall have authority to employ one clerk, who shall receive not exceeding Eight (\$8.00) Dollars a day.

Fourth, the chairman of the committee shall certify to the Auditor, the amount due the clerk of the committee, who must draw his warrant therefor on the State Treasurer.

Fifth, that any vacancy occurring in the Senate membership of the committee shall be filled by the President of the Senate, and any vacancy occurring in the House membership of the committee shall be filled by the Speaker of the House.

And on motion of Mr. Goode the Rules were suspended and the H. J. R. 76 was adopted.

INTRODUCTION OF BILLS

On a call of Counties Bills were introduced, severally read one time and referred to appropriate Standing Committee as follows:

By Mr. Merrill:

H. 676. To amend section 5290 of the Code.

Judiciary.

By Mr. Merrill:

H. 677. To amend section 3047 of the Code of 1923.

Judiciary.

By Mr. Merrill:

H. 678. To amend section 10362 of the Code of Alabama of 1923.

Judiciary.

By Mr. Merrill:

H. 679. To amend section 10361 of the Code of Alabama of 1923.

Judiciary.

By Mr. Merrill (With Notice and Proof) :

H. 680. To provide that in Calhoun County, the Assessment Lists or Sheets shall constitute the Book of Assessments as required by the General Revenue Law.

Local Legislation.

Notice and Proof H. 680.

NOTICE

Notice is hereby given that a bill in the following form will be presented to the Legislature of Alabama, at the 1927 session thereof, when it again convenes, and that application will be made to the Legislature for the passage of such bill, to-wit:

A Bill to Be Entitled An Act:

To provide that in Calhoun county, the assessment lists or sheets shall constitute the book of assessments as required by the General Revenue Law.

Be it enacted by the Legislature of Alabama: That on and after the passage and approval of this act, that in Calhoun County, Alabama, the tax assessor shall not be required to prepare a book of assessments as provided for in the General Revenue Law, but in lieu thereof shall be required to arrange in alphabetical order, according to beats, the original assessment lists and cause the same to be permanently bound, and such assessment lists, when bound, shall constitute the book of assessments as provided by the law. Such assessment lists, when bound, shall be preserved the same as assessment books. Provided further that in making the tax collector's abstracts, such abstracts shall be made direct from the assessment lists. All laws and parts of laws in conflict with this Act are hereby repealed.

Approved, 1927.

STATE OF ALABAMA,

County of Calhoun.

Before me, Clara B. Wright, Notary Public in and for said state and county, personally appeared Mary L. Davis classified advertising manager, of The Anniston Star, a daily newspaper, published at Anniston, in said state and county, who being duly sworn, deposes and says that the attached advertisement relative to Assessment Lists or Sheets was published in The Anniston Star on April 23rd, April 30th, May 7th and May 14th, 1927.

Mary L. Davis,

Sworn to and subscribed before me this 23rd day of June, 1927.

Clara B. Wright.

By Mr. Jordan of Etowah:

H. 681. To amend section 1936 of the Code of 1923.

Municipal Organization.

By Mr. Jordan of Etowah:

H. 682. To permit cities to adopt a City Manager form of municipal government, to prescribe the manner by which the same may be adopted, provide for the elective officers, their terms of office and their powers and duties.

Municipal Organization.

By Mr. Thompson:

H. 683. To make appropriation to be used by the State Board of Education to aid in the erection, repair and equipment of rural school houses which were destroyed or seriously damaged prior to June 25th, 1927, by fire and where the State Board of Education finds that an emergency is such as defined in this Act exists.

Appropriations.

By Mr. Morrow (By request) (Notice and Proof):

H. 684. For the relief of Luther Snow, wrongfully or erroneously convicted for the murder of Will Dickson.

Appropriations.

Notice and Proof H. 684.

NOTICE

Notice is hereby given that a bill will be introduced at the 1927 session of the Legislature of Alabama as follows, to-wit:

A Bill to be Entitled An Act for the relief of Luther Snow, wrongfully or erroneously convicted for the murder of Will Dickson.

Be it Enacted by the Legislature of Alabama:

Section 1. Whereas Luther Snow was wrongfully or erroneously convicted by the Circuit Court, Jefferson County, Alabama for the murder of Will Dickson and sentenced March 22, 1913, to life imprisonment and has served the State of Alabama for more than thirteen (13) years: therefore the Auditor of said State is hereby directed to draw a warrant in favor of said Luther Snow for the sum of ten thousand (\$10,000.00) dollars and the Treasurer of said State is hereby directed to pay said sum on presentation of said warrant duly endorsed out of any money in the State Treasury, not otherwise appropriated.

Section 2. This act shall take effect immediately on approval by the Governor.

STATE OF ALABAMA,

County of Jefferson.

Before me, the undersigned authority, in and for the county and State, aforesaid personally appeared George M. Howle, editor of The Weekly Call, a weekly newspaper published in said state and county, who, being by me first duly sworn deposes and says that the notice a true copy of which is hereto attached was published in The Weekly Call,, once a week for Four consecutive weeks, commencing on January 15, 1927.

Geo. M. Howle,
Editor The Weekly Call.

Sworn to before me, and signed in my presence, this 5th day of February, 1927.

Bessie Stephens,
Notary Public.

By Mr. Morrow (By request) :

H. 685. To provide for and confer on justices of the peace and Notaries Public ex-officio justices of the peace in all counties of Alabama having a population of 200,000 according to the last or any subsequent federal census, in addition to the jurisdiction of said justices of the peace and notaries public ex officio justices of the peace of the misdemeanors now conferred on them by law, jurisdiction of all other misdemeanors committed within their territorial jurisdiction as at present established by law; to prescribe the manner of the arrest, prosecution and trial of all persons charged with such misdemeanors and to regulate appeals from any conviction of any such offense; and to provide for and fix the costs in all cases arising under this act.

Municipal Organization.

By Mr. Morrow :

H. 686. To regulate the recordation of conveyances and other documents authorized by law to be recorded in counties in which there are court houses at separate places."

Revision of Laws.

By Mr. Morrow :

H. 687. To amend Section 6550 of the Code of Alabama of 1923.

Judiciary.

By Mr. Morrow :

H. 688. To exempt citizens of Alabama who are totally blind from the payment of a privilege tax to carry on a business where the capital employed in the business does not exceed two thousand dollars.

Ways and Means.

By Mr. Frey (By request) :

H. 689. Providing for the regulation and control of assessments for taxes of real estate in all counties having a population of more than 200,000 inhabitants in the State of Alabama.

Judiciary.

By Mr. Simpson :

H. 690. To exempt from taxation lands leased to municipalities, including counties, and used for public park purposes.

Ways and Means.

By Mr. Simpson (With Notice and Proof) :

H. 691. To provide a fund for the support of a Law Library for the Circuit Court in Counties of two hundred thousand or more inhabitants, without appropriations from the State or county treasury.

Judiciary.

Notice and Proof H. B. 691.

STATE OF ALABAMA,

Jefferson County.

Personally appeared before me, the undersigned authority in and for said County, in said State, A. H. Cather, who being by me first duly sworn, deposes and says as follows:

That he is editor and manager of the Southern Labor Review, a newspaper published weekly in the State of Alabama, County of Jefferson and City of Birmingham, and that the notice, a true copy of which is attached hereto as Exhibit "A" and made a part hereof, was published in said paper for four consecutive weeks, which publications were on January 19th, January 26th, February 2nd and February 9th, 1927.

A. H. Cather,

Sworn to and subscribed before me this the 14th day of June, 1927.

J. C. Sheehan,

(Seal)

Notary Public.

EXHIBIT "A"

Notice is hereby given of the intention to apply for the enactment by the Legislature of Alabama of a law, in substance, as follows:

A BILL

To Be Entitled An Act to provide a fund for support of a Law Library for the Circuit Court in Counties of two hundred thousand or more inhabitants, without appropriations from the State or county treasury.

Be it Enacted by the Legislature of Alabama, as follows:

Section (1). That in all civil (including equity) cases hereafter filed in or brought by appeal or certiorari to the Circuit Court of counties of two hundred thousand or more inhabitants, there shall be taxed as costs, the sum of one dollar in each case to be collected as other costs are collected, and to be paid to the clerk of such Circuit Court. That said sum of one dollar shall be called the "Library Tax" and shall be expended by the Circuit Court of such county by orders of the presiding Judge thereof, for maintaining a Law Library for such Circuit Court:

Provided, that this act shall not apply to cases filed by municipalities for the purpose of selling property for the collection of taxes due such municipalities.

R. H. Scrivner,

President Birmingham Bar Association.

By Mr. Simpson (With Notice and Proof):

H. 692. Ratifying, confirming and making effective the Act approved September 29th, 1919, as of the date of its approval, creating as an item of Court costs in Circuits of two hundred thousand or more population, a "Library Tax" of \$2.00 and providing for its payment and collection:

Ratifying, confirming and making effective, as the date of its approval, the Act approved September 27th, 1923, amending the said Act approved September 29th, 1919, excepting from the provisions of said Act certain classes of cases:

Ratifying, and confirming the payment, receipt and collection by the Clerk of the Circuit Court of all sums that have been paid as and for "Library Tax" costs under the aforesaid Act approved September 19th, 1919:

Judiciary.

Notice and Proof. H. 692.

STATE OF ALABAMA,

Jefferson County.

Personally appeared before me, the undersigned authority in and for said County, in said State, A. H. Cather, who being by me first duly sworn, deposes and says as follows:

That he is editor and manager of the Southern Labor Review, a newspaper published weekly in the State of Alabama, County of Jefferson and City of Birmingham, and that the notice, a true copy of which is attached hereto as Exhibit "A" and made a part hereof, was published in said paper for four consecutive weeks, which publications were on January 19th, January 26th, February 2nd and February 9th, 1927.

Sworn to and subscribed before me this the 15th day of June, 1927.

A. H. Cather,

J. C. Sheehan,
Notary Public.

EXHIBIT "A"

Notice is hereby given of the intention to apply for the enactment by the Legislature of Alabama of a law, in substance, as follows:

A BILL

To Be Entitled An Act Ratifying, confirming and making effective the Act approved September 29th, 1919, as of the date of its approval, creating as an item of Court costs, in Circuits of two hundred thousand or more population, a "Library Tax" of \$2.00 and providing for its payment and collection:

Ratifying, confirming and making effective, as the date of its approval the Act approved September 27th, 1923, amending the said Act approved September 29th, 1919, excepting from the provisions of the said Act certain classes of cases:

Ratifying and confirming the payment, receipt and collection by the Clerk of the Circuit Court of all sums that have been paid as and for "Library Tax" costs under the aforesaid Act approved September 19th, 1919:

Be it Enacted by the Legislature of Alabama, as follows:

Section I. That the following Act, approved September 29th, 1919, (General Acts of 1919, page 825.):

"AN ACT

To provide a fund for support of a Law Library for the Circuit Court in Counties of two hundred thousand or more inhabitants, without appropriations from the State or county treasury.

"Be it enacted by the Legislature of Alabama as follows:

"Section (1) That in all civil (including equity) cases hereafter filed in or brought by appeal or certiorari to the Circuit Court, of counties of two hundred thousand or more inhabitants, there shall be taxed as costs the sum of two dollars in each case to be collected as other costs are collected, and to be paid to the clerk of such Circuit Court. That said sum of two dollars shall be called the "Library Tax," and shall be expended by the Circuit Court of such county by orders of the presiding Judge thereof, for maintaining a Law Library for such Circuit Court."

Be it and it is hereby ratified and confirmed and made effective as of and from the date of its approval September 29th, 1919.

Section II. Be it further enacted by the Legislature of Alabama, that the following Act, approved September 27th, 1923 (General Acts of 1923, page 560-1), amendatory to the Act reproduced in Section I herein above:

"AN ACT

To amend An Act entitled "An Act to provide a fund for support of a Law Library for the Circuit Court in Counties of two hundred thousand or more inhabitants, without appropriations from the State or County Treasury," approved September 29th, 1919.

"Be it enacted by the Legislature of Alabama: That an Act entitled "An Act to provide a fund for support of a Law Library for the Circuit Court in Counties of two hundred thousand or more inhabitants, without appropriations from the State or County Treasury," be and the same is hereby amended so as to read as follows:

"Section 1. That in all civil (including equity) cases hereafter filed in or brought by appeal or certiorari to the Circuit Court, of counties of two hundred thousand or more inhabitants, there shall be taxed as costs, the sum of two dollars in each case to be collected as other costs are collected, and to be paid to the clerk of such Circuit Court. That said sum of two dollars shall be called the "Library Tax" and shall be expended by the Circuit Court of such county by orders of the presiding Judge thereof, for maintaining a Law Library for such Circuit Court.

"Section 2. That this Act shall not apply to cases filed by municipalities for the purpose of selling property for the collection of taxes due such municipalities. It is the intent of this Act that it be construed as retroactive, and that such Library tax shall be collected in no case filed by any municipality for the purpose of collecting taxes due such municipality since the passage of the Act approved September 29, 1919. That in the event any Register of the Circuit Court in such Counties has failed to collect said Library Tax that he and the sureties on his bond are relieved from any liability whatsoever for the same.

"Section 3. That all laws or parts of laws in conflict herewith be and the same are hereby expressly repealed.

"Section 4. That this Act shall go into effect immediately after its passage."

Be and it is hereby ratified, confirmed and made effective as of and from the date of its approval of September 27th, 1923.

Section III. Be it further enacted by the Legislature of Alabama, that the collection or receipt of all sums by the Clerk of the Circuit Court as and for "Library Tax Costs" under the aforesaid Act approved September 29th, 1919 (excepting those noted in the Act reproduced in Section II of this Act) is hereby ratified, confirmed and made valid in all respects.

Be it further enacted by the Legislature of Alabama, that if any section or provision of this Act be held void or unconstitutional, it shall not affect or destroy the validity or constitutionality of any other section or provision hereof which is not of itself void or unconstitutional.

R. H. Scrivner,
President Birmingham Bar Association.

By Mr. Simpson (With Notice and Proof) :

H. 693. To alter, rearrange, and fix the boundaries of the Town of Hollywood, a municipal corporation, in Jefferson County, Alabama.

Municipal Organization.

Notice and Proof of H. B. 693.

NOTICE

Notice is hereby given that a bill will be introduced into the Legislature of Alabama at its next session in June, 1927, in substance as follows:

A Bill Entitled An Act to alter, rearrange, and fix the boundaries of the Town of Hollywood, a municipal corporation, in Jefferson County, Alabama.

Be It Enacted by the Legislature of Alabama:

Section 1. That the boundaries of the Town of Hollywood, a municipal corporation, in Jefferson County, Alabama, be and the same are hereby altered, rearranged and fixed so as to include within the corporate limits thereof all that territory lying within the County of Jefferson, in said State, described and bounded as follows, to-wit:

The SE $\frac{1}{4}$ of section 7, township 18, range 2 west; the NE $\frac{1}{4}$ of the NE $\frac{1}{4}$ of section 18, township 18, range 2 west; the W $\frac{1}{2}$ of the NW $\frac{1}{4}$ of section 17, township 18, range 2 west; all that part of the NW $\frac{1}{4}$ of SW $\frac{1}{4}$ of section 17, township 18, range 2 west lying north and west of Shades Creek; part of the E $\frac{1}{2}$ of the NW $\frac{1}{4}$ of section 17, township 18, range 2 west, containing 66 acres, more or less, and particularly described as follows: From the SE corner of the SE $\frac{1}{4}$ of the NW $\frac{1}{4}$ of said section, run north along the quarter-section line 990.2 feet to the center of Shades Creek for point of beginning; thence 83 degrees and 50 minutes to the left 100 feet; thence 65 degrees and 30 minutes to the right 80 feet; thence 52 degrees and 13 minutes to the right 100 feet; thence 64 degrees and 51 minutes to the left 70 feet; thence 103 degrees and 24 minutes to the left 200 feet; thence 14 degrees and 15 minutes to the left 150 feet; thence 34 degrees and 56 minutes to the right 150 feet; thence 32 degrees and 56 minutes to the left 200 feet; thence 42 degrees and 10 minutes to the right 170 feet; thence 84 degrees and 17 minutes to the left 50 feet; thence 39 degrees and 02 minutes to the left 200 feet; thence 75 degrees and 37 minutes to the right 100 feet; thence 52 degrees and 38 minutes to the left 80 feet; thence 86 degrees and 04 minutes to the right 130 feet; thence 36 degrees and 31 minutes to the left 150 feet; thence 33 degrees and 21 minutes to the right 242 feet to the south line of the SE $\frac{1}{4}$ of the NW $\frac{1}{4}$ of said section; thence west along the south line of the SE $\frac{1}{4}$ of the NW $\frac{1}{4}$ of said section to the west line of said quarter-section; thence north along the west line of the E $\frac{1}{2}$ of the NW $\frac{1}{4}$ of said section to the north line of said section; thence east along the north line of said section to the east line of the E $\frac{1}{2}$ of the NW $\frac{1}{4}$ of said section; thence south along said east line of the E $\frac{1}{2}$ of the NW $\frac{1}{4}$ of said section to point of beginning.

Section 2. That the boundaries set out in section 1 of this Act be and the same are hereby established as the corporate limits of the Town of Hollywood, a municipal corporation, in Jefferson County, Alabama.

Section 3. That all laws and parts of laws in conflict with this Act be and the same are hereby repealed.

Section 4. That this Act shall go into effect on the approval by the governor.

Clarence Lloyd.

STATE OF ALABAMA,

Jefferson County.

On this the 27th day of June 1927, personally appeared before me, the undersigned, a Notary Public, within and for said County and State, M. E. Lazenby, Publisher of the Alabama Christian Advocate, a weekly newspaper published at Birmingham, State of Alabama, who being duly sworn, states on oath that the herewith attached advertisement in the matter of The Town of Holley appeared in said newspaper for four consecutive times, viz. May 26th, June 2nd, 9th and 16th, 1927.

M. E. Lazenby,
Publisher.

Sworn to and subscribed before me this 27th day of June, 1927.

Gussie Cox,
Notary Public.

By Mr. Simpson (With notice and proof) :

H. 694. To alter and rearrange the boundaries of the Town of Homewood, a municipal corporation, in Jefferson County, Alabama.

Municipal Organization.

Notice and Proof of H. B. 694.

NOTICE

Notice is hereby given that a bill will be introduced into the Legislature of Alabama at its next session in June, 1927, in substance as follows:

A BILL

Entitled an Act to alter and rearrange the boundaries of the Town of Homewood, a municipal corporation, in Jefferson County, Alabama.

Be it Enacted by the Legislature of Alabama,

Section 1. That the boundaries of the Town of Homewood, a municipal corporation in Jefferson County, Alabama, be and the same are hereby altered, rearranged and fixed so as to include within the corporate limits thereof all that territory lying within the County of Jefferson, in said State, described and bounded as follows, to-wit:

Begin at the northeast corner of the SE $\frac{1}{4}$ of the NW $\frac{1}{4}$ of section 7, township 18 south, range 2 west, said point being in the present town limits of the Town of Homewood, Jefferson County, Alabama; run thence west along the north boundary of the Town of Homewood, which is also the north line of the south $\frac{1}{2}$ of the NW $\frac{1}{4}$ of said section 7 to the northwest corner of the SW $\frac{1}{4}$ of the NW $\frac{1}{4}$ of said section 7; run thence in a southwesterly direction along a straight line to the northwest corner of the SW $\frac{1}{4}$ of the SW $\frac{1}{4}$ of the SW $\frac{1}{4}$ of section 12, township 18 south, range 3 west; run thence south along the west line of section 12 and the west line of section 13, township 18 south, range 3 west, to the south side of the Oxmoor and Irondale Road, thence in a southwesterly direction along the south side of the Oxmoor and Irondale Road to the northeastern side of the Columbiana Road, thence in a generally southeastern direction along the northeastern side of the said Columbiana Road to an intersection with the west boundary of section 24, township 18 south, range 3 west, thence south along said west boundary to the southwest corner of the NW $\frac{1}{4}$ of the SW $\frac{1}{4}$ of said section 24, thence in a northeasterly direction in a straight line to the northeast corner of the NW $\frac{1}{4}$ of the NW $\frac{1}{4}$ of section 19, township 18 south, range 2 west, thence east along the north boundary of said section 19 to the northeast corner of the NW $\frac{1}{4}$ of said section 19, thence north along the east boundary of the SW $\frac{1}{4}$ of section 18, township 18 south, range 2 west, to the south bank of Shades Creek, thence in a northeasterly direction along the south bank of Shades Creek with its meanderings to the east line of section 18, township 18 south, range 2 west, thence north along the east line of said section 18 to the northeast corner of the SE $\frac{1}{4}$ of the NE $\frac{1}{4}$ of said section 18; run thence west along the north line of the SE $\frac{1}{4}$ of the NE $\frac{1}{4}$ of said section 18 to the northwest corner of said SE $\frac{1}{4}$ of the NE $\frac{1}{4}$ of said section 18, run thence north along the east line of the NW $\frac{1}{4}$ of the NE $\frac{1}{4}$ of said section 18 to the northeast corner thereof; run thence west along the north line of the NW $\frac{1}{4}$ of the NE $\frac{1}{4}$ of section 18, township 18 south, range 2 west, to the northwest corner of the NW $\frac{1}{4}$ of the NE $\frac{1}{4}$ of said section 18, which said point is the southeast corner of the SW $\frac{1}{4}$ of section 7, township 18 south, range 2 west, and being on the present boundary line of the Town of Homewood, Jefferson County, Alabama; run thence north along the east boundary of the Town of Homewood, which is

also the east line of the SW $\frac{1}{4}$ and the east line of the SE $\frac{1}{4}$ of the NW $\frac{1}{4}$ of section 7, township 18 south, range 2 west, to the northeast corner of the SE $\frac{1}{4}$ of the NW $\frac{1}{4}$ of said section 7, to the point of beginning.

Section 2. That the boundaries set out in section 1 of this Act be and the same are hereby established as the corporate limits of the Town of Homewood, a municipal corporation, in Jefferson County, Alabama.

Section 3. That all laws and parts of laws in conflict with this Act be and the same are hereby repealed.

Section 4. That this Act shall go into effect on the approval by the Governor.

Chas. E. Rice,
Mayor Town of Homewood.

STATE OF ALABAMA,
Jefferson County.

Before me, Helen H Goodman, a Notary Public in and for said County in said State, personally appeared Gussie A. Cox, who being by me first duly sworn, deposes and says:

She is Circulation Manager of Alabama Christian Advocate, publishing the Alabama Christian Advocate, a newspaper published in Jefferson County, Alabama, and that the notice, a copy of which is hereto attached, that a bill to be entitled An Act to Alter, to Rearrange the Boundaries of the Town of Homewood, Jefferson County, Alabama, was published in said Alabama Christian Advocate once a week for four (4) consecutive weeks, on, to-wit: May 26th, 1927, and June 2nd, 9th and 16th, 1927, and that said Alabama Christian Advocate newspaper is of general circulation in said Jefferson County, Alabama.

Gussie A. Cox,

Sworn to and subscribed before me, this 27th day of June, 1927.

(Seal)

Helen H. Goodman,
Notary Public.

By Mr. Simpson:

H. 695. To make, except as between the consignor and consignee, the consignee the absolute owner of all goods, wares and merchandise consigned for sale in the business of the consignee.
Judiciary.

By Mr. Simpson:

H. 696. To amend Section 6890 of the Code of Alabama.
Judiciary.

By Mr. Simpson:

H. 697. To make all contracts hereafter made for the conditional sales of personal property by the terms of which the vendor retains the title, legal or equitable, until payment of the purchase money, in part or in full, mortgages, and to be governed and regulated by all the statutory and other laws of this state relating to mortgages of personal property.

Judiciary.

By Mr. Simpson:

H. 698. To amend sections 10327, 10328 and 10329 of the Code of 1923.

Judiciary.

By Mr. Byars:

H. 699. A Bill to be entitled "An Act" to submit to the qualified voters of the State of Alabama at the general election to be held on the next regular general election day in November, 1928, for their consideration, the amendment of Section 219 of the Constitution of Alabama, so as to read as follows:

The Legislature may levy a tax of not more than 80% of the amount of the tax which may, from time to time, be levied by the United States of America on the value of all the estates, real and personal, money, public and private securities, or interest therein, or other thing of value, transferred by the intestate laws of this state, or by will, deed, grant, bargain, sale or gift, made or intended to take effect in possession or enjoyment after the death of the divisor, grantor or donor to any person or persons, bodies politic or corporate, in trust or otherwise where the value of the estate is greater than \$50,000.00 or is greater than \$10,000.00, where the estate does not pass to the father, mother, husband, wife, brothers, sisters or children of deceased.

Be it Enacted by the Legislature of Alabama:

Sec. 1. That the following amendment to the Constitution of Alabama is hereby proposed to be submitted to the qualified voters of Alabama for their consideration as hereinafter set forth, viz: That Section 219 of the Constitution of Alabama be amended to read as follows: The Legislature may levy a tax of not more than 80% of the amount of the tax which may, from time to time, be levied by the United States of America on the value of all the estates, real and personal, money, public and private securities, or interest therein, or other thing of value, transferred by the intestate laws of this state or by will, deed, grant, bargain, sale or gift, made or intended to take effect in possession or enjoyment after the death of the divisor, grantor or donor to any person or persons, bodies politic or corporate, in trust or otherwise where the value of the estate is greater than \$50,000.00 or is greater than \$10,000.00, where the estate does not pass to the father, mother, husband, wife, brothers, sisters or children of deceased.

Sec. 2. That it shall be the duty of the Governor to give notice by proclamation to be published in one newspaper in each County in the State, provided there is a newspaper in the County, at least eight successive weeks next preceding the general election in November, 1928, of the election on the amendment proposed by this section to be submitted to the voters of the State for their consideration, which published proclamation shall contain a copy of the said amendment.

Sec. 3. That at the general election in November, 1928, an election shall be held for the vote of the qualified electors of the State upon the proposed amendment. Upon the ballots used at

said election shall be printed the following, viz: "Amendment to the Constitution", and beneath these words, the following: "Shall Section 219 of the Constitution be amended to read as follows: "The Legislature may levy a tax of not more than 80% of the amount of the tax which may, from time to time, be levied by the United States of America on the value of all the estates, real and personal, money, public and private securities, or interest therein, or other thing of value, transferred by the intestate laws of this state, or by will, deed, grant, bargain, sale or gift, made or intended to take effect in possession or enjoyment after the death of the divisor, grantor or donor to any person or persons, bodies politic or corporate, in trust or otherwise where the value of the estate is greater than \$50,000.00 or is greater than \$10,000.00. where the estate does not pass to the father, mother, husband, wife, brothers, sisters or children of deceased." Following the proposed amendment on the ballot shall be printed the words "Yes" and immediately thereunder the word "No". The choice of the elector shall be indicated by a cross mark made by him or under his direction opposite the word expressing his desire.

Sec. 4. That the officers to hold such election shall be the same and shall be appointed in the same manner and by the same officials as provided by the election law of the state for the appointment of officers to hold general elections in this state, and the election shall be held, in all things, in accordance with the law governing general elections, and with the provisions of the Constitution concerning amendments to that instrument.

Sec. 5. That the votes cast at said election shall be counted, canvassed and tabulated, and the returns thereof made to the Secretary of State in the same manner as in elections of representatives to the Legislature, and if it thereupon appear that a majority of the qualified electors who voted at such election on the proposed amendment, voted in favor of the same, such amendment shall be valid to all intents and purposes as a part of the Constitution of Alabama. The result of such election shall be made known by proclamation of the Governor.

The above and foregoing bill proposing an amendment to the Constitution was read one time, at length, and referred to the Standing Committee on Constitution and Constitutional Amendments.

By Mr. Lee:

H. 700. To amend section 1768 of the Code of 1923.

Municipal Organization.

By Mr. Lee:

H. 701. To authorize the recording of certified copies of deeds, mortgages and other conveyances of lands, or any interest therein, in any county where any part of the lands affected are

situated, and to provide that the filing of the same for record shall constitute notice of the contents thereof.

Judiciary.

By Mr. Goodwyn:

H. 702. To amend Secion 6717 of the Code of Alabama of 1923.

Judiciary.

By Mr. Carter (By Request):

H. 703. To provide for the relief of Foote & Davies Company, and to authorize the payment to it of the sum of \$6,578.60, to compensate said company for the loss sustained in the printing of the Code of Alabama of 1923 by reason of erroneous specifications furnished it by the Code Commissioner of the State of Alabama.

Appropriations.

By Mr. Sanderson:

H. 704. To Amend Section 9017 of the Code of Alabama.

Public Printing.

By Mr. Hubbard:

H. 705. To amend Sections 9384, 9386, 9394 and 9396, and to repeal Sections 9392 and 9393 of the Code of Alabama, 1923, relating to Limited Partnerships.

Revision of Laws.

By Mr. Miller of Sumter (Notice and Proof):

H. 706. To Amend an Act to amend an Act to establish a Board of Revenue for Sumter County and for the abolishment of the Court of County Commissioners of said County, approved February 22nd, 1919, which act was approved November 1st, 1921.

Local Legislation.

Notice and Proof H. 706:

NOTICE

Notice is hereby given as provided by law, that a bill substantially as follows will be introduced in the legislature of Alabama, viz:

AN ACT

To amend An Act to amend An Act to establish a Board of Revenue for Sumter County and for the abolishment of the Court of County Commissioners of said County, approved February 22nd, 1919, which Act was approved November 1st, 1921.

Be it enacted by the Legislature of Alabama:

Section 1. That Section 1 of An Act entitled An Act to amend An Act to establish a Board of Revenue for Sumter County, and for the abolishment of the Court of County Commissioners of said County, approved November 1st, 1921, be amended so as to read as follows:

Section 1. Be it enacted by the Legislature of Alabama: That there is hereby established a Board consisting of seven persons, a President and six associates, who shall be qualified electors of Sumter County, and shall

be called the Board of Revenue of Sumter County. That the County of Sumter shall be and hereby is divided into six districts as follows: District No. 1, composed of the following Precincts or Beats, viz: Gainesville, Lacy, Preston, Hares, Warsaw. District No. 2, composed of Livingston, Bluffport, Jones Bluff, Sumterville and Payneville, District No. 3, composed of York and Earbee. District No. 4, composed of Black Bluff, Gaston and Cotohaga. District No. 5, composed of Thornville, Intercourse and Cuba, District No. 6, composed of Brewersville and Belmont.

THE STATE OF ALABAMA,

County of Sumter.

Before me, Geo. O. Miller, a Notary Public in and for said County, in said State, personally appeared W. H. Lawrence, who, being by me first duly sworn, deposes and says as follows:

That he is Editor and Publisher of the Our Southern Home, a newspaper published in Livingston, Sumter County, Alabama; that said newspaper is a weekly newspaper; that the attached notice was published once a week for four consecutive weeks in said newspaper, said notice appearing in said newspaper on the following dates: May 18th and 25th, June 1st and 8th, 1927.

W. H. Lawrence.

Sworn to and subscribed before me, on this the 18th day of June, 1927.

Geo. O. Miller,

Notary Public Sumter County, Alabama.

By Mr. Ward of Tuscaloosa (Notice and Proof) (By request) :

H. 707. To establish a Court of Record in Tuscaloosa County, Alabama, to be known as the Inferior Court of Tuscaloosa County, in lieu of the Courts of the Justices of the Peace and Notaries Public with powers ex-officio of Justices of the Peace in and for the precincts lying within or partly within the City of Tuscaloosa, Alabama, to abolish the County Court of Tuscaloosa County, Alabama, and to confer upon said Inferior Court of Tuscaloosa County, all of the criminal and civil jurisdiction of all the Justices of the Peace in the County of Tuscaloosa, Alabama, and all of the jurisdiction of the County Court of Tuscaloosa County, Alabama, the Juvenile Court of Tuscaloosa County, Alabama, and the jurisdiction of the Probate Court of Tuscaloosa County, Alabama, as regards domestic relations; and to abolish the offices of all of the Justices of the Peace and Notaries Public with ex-officio powers of the Justices of the Peace in and for all precincts in Tuscaloosa County, Alabama, lying within or partly within the City of Tuscaloosa, Alabama; and to provide for a Clerk of said Court and prescribe fix and define his duties and compensation; to establish methods of procedure and fix the Court costs in said Court, to define the jurisdiction of said Court, and to provide for a Judge of said Court and provide, and fix the method of his selection or election, and qualifications and term, or terms of office. define his powers and duties, and fix the salary of such Judge, and to provide a Solicitor for said Court and to fix his salary and define his duties, and to provide the

method whereby the Judge thereof may recuse himself, to provide for certificates of judgment of said court and the recordation thereof; to provide the method of issuing warrants returnable to said Court and to define and provide for the proceedings in said Court.

Judiciary.

Notice and Proof H. 707.

NOTICE

Notice is hereby given that a bill will be introduced at the adjourned Session of the 1927 Session of the Legislature of Alabama, which reconvenes on June 7th, 1927, in substance as follows:

A BILL

To be Entitled An Act to establish a Court of Record in Tuscaloosa County, Alabama, to be known as the Inferior Court of Tuscaloosa County, in lieu of the Courts of the Justices of the Peace and Notaries Public with powers ex-officio of Justices of the Peace in and for the precincts lying within or partly within the City of Tuscaloosa, Alabama, to abolish the County Court of Tuscaloosa County, Alabama, and to confer upon said inferior Court of Tuscaloosa County, all of the criminal and civil jurisdiction of all the Justices of the Peace in the County of Tuscaloosa, Alabama, and all of the jurisdiction of the County Court of Tuscaloosa County, Alabama, the Juvenile Court of Tuscaloosa County, Alabama, and the jurisdiction of the Probate Court of Tuscaloosa County, Alabama as regards domestic relations; and to abolish the offices of all of the Justices of the Peace and Notaries Public with ex-officio powers of the Justices of the Peace in and for all precincts in Tuscaloosa County, Alabama, lying within or partly within the City of Tuscaloosa, Alabama; and to provide for a Clerk of said Court and prescribe, fix, and define his duties and compensation; to establish methods of procedure and fix the Court costs in said Court, to define the jurisdiction of said Court, and to provide for a Judge of said Court and provide, and fix the method of his selection or election, and qualifications and term, or terms of office, define his powers and duties, and fix the salary of such Judge, and to provide a Solicitor for said Court and to fix his salary and define his duties, and to provide the method whereby the Judge thereof may recuse himself, to provide for certificates of judgment of said court and the recordation thereof; to provide the method of issuing warrants returnable to said Court and to define and provide for the proceedings in said Court.

Be it enacted by the Legislature of Alabama:

Section One. That an Inferior Court of civil and criminal jurisdiction is hereby established in Tuscaloosa County, Alabama, which said Court shall be a Court of Record and shall be called the Inferior Court of Tuscaloosa County and shall be in lieu of all Courts of all Justices of the Peace and Notaries Public ex-officio with the powers of the Justices of the Peace in and for all precincts in said County, lying within, or partly within the City of Tuscaloosa, Alabama.

Section Two. There is hereby conferred on said Inferior Court of Tuscaloosa County, all of the criminal and civil jurisdiction as is now exercised by the Justices of the Peace throughout the County of Tuscaloosa, Alabama, and all the jurisdiction of the County Court of Tuscaloosa, Alabama, the Juvenile Court of Tuscaloosa County, Alabama, and of the Probate Court of said County as regards domestic relations.

Section Three. The offices of the Justices of the Peace and the Notaries Public Ex-officio with powers of Justices of the Peace for the precincts lying within or partly within the City of Tuscaloosa, Alabama, and the County Court, and the Juvenile Court of and for said County of Tuscaloosa are hereby abolished.

Section Four. The said Court for the maintenance and exercise of jurisdiction as conferred by this Act, shall have and exercise all the general powers and jurisdiction conferred by law on Justices of the Peace, on the County Court of Tuscaloosa County, Alabama, and on the Juvenile Court of said County, and all of the powers and jurisdiction conferred by law on the Probate Court of said County as in domestic relations.

Section Five. The Circuit Clerk of Tuscaloosa County shall act and be Clerk of the Inferior Court hereby established and he shall keep a civil and criminal docket of all cases brought before said Court and all of the minutes and records as are now required by law to be kept by Justices of the Peace, and by the Clerk of the County Court of said County, and such records and dockets as are required of the Juvenile Court, and of the Probate Court of said County as regards matters of domestic relations. He shall have authority to issue all necessary summons and complaints, as to all cases filed in said Court, and all other civil and criminal process which Justices of the Peace, the Clerk of the County Court, and the Clerk of the Juvenile Court and the Probate Court of said County as regards matters of domestic relations, are now required or empowered by law to issue. He shall have authority to swear witnesses at the trial of all cases in said County. It shall be the duty of said Clerk to tax and collect in each civil case in said Inferior Court the same costs and fees for services of the Clerk and Sheriff and witnesses in civil cases in said Court as are now allowed by law to be assessed, charged and collected for same in the Justice of the Peace Courts, and the same costs, fines and fees in criminal cases as are now allowed by law to be assessed, charged and collected in the Justice of the Peace Courts, in all criminal cases, of which the Justices of the Peace now have jurisdiction. In all other criminal cases the same costs, fines, and the same fees for the services of the Solicitor, Clerk and the Sheriff and witnesses in said Court shall be assessed and collected as are now provided by law to be assessed and collected for such offenses in the County Court of Tuscaloosa County, Alabama, except that the trial tax in all criminal cases shall be \$3.00 in each case and the trial tax in all civil cases shall be \$1.00 in each case. The Sheriff's fees collected by said Court shall be paid over to the Sheriff by the Clerk on the first Monday of each month. Any money paid to said Clerk on judgments rendered in said Court shall be paid to the plaintiff or his attorney, on demand. All the costs and fees allowed the Solicitor and Clerk of said Court, and all witness fees shall be collected by said Clerk and all such amounts so collected except witness fees, shall be paid by said Clerk into the County Treasury on the first Monday of each month, provided that the witness fees assessed and collected by the Clerk shall be retained by him and paid over to the witness entitled to same, and to be assessed, collected and handled as are witness fees so assessed, collected, and handled in the Circuit Court of Tuscaloosa County. And the Clerk shall be paid and allowed to retain in settlement with the County from the fees collected in the Inferior Court the said fees hereby above allowed to be assessed and collected as Clerk's costs and the said Clerk shall be allowed and paid the same amount as he is now allowed and paid as ex-officio Clerk of the County Court of Tuscaloosa County, Alabama. The Clerk shall attend upon the duties of said court at such hours as are designated by the Judge thereof and shall perform such other clerical duties as may be prescribed by the Judge of said Court. The Clerk shall keep a final record and issue certificates of judgment; and for the issuing of said certificates of judgment he shall be allowed the same

fees as are now allowed for the issuing of certificates of judgment in the Circuit Court of Tuscaloosa County, Alabama.

The certificate of judgment hereinabove provided to be issued by the Clerk shall, upon being recorded in the Probate Office of said County,, become a lien in the same manner and under the same regulations as now provided for certificates of judgment issued out of the Circuit Court of Tuscaloosa County, Alabama.

Section Six. All process of whatever kind and nature issued out of this Court shall be addressed to the Sheriff of Tuscaloosa County, or any deputy sheriff of said County, or any constable of said County, who shall execute the same. When required by the Judge of said Court, the Sheriff shall furnish a bailiff for said Inferior Court of Tuscaloosa and the said Sheriff shall receive the sum of \$2.50 per day for each days service in said Court of said bailiff. The said per diem of said bailiff shall be paid out of the County Treasury of Tuscaloosa County. For the execution of all processes issued out of said Court, the sheriff or constable shall receive the same fees as is now provided to be paid the Sheriff for such process issued out of the Circuit Court of Tuscaloosa County.

Section Seven. Be it further enacted that thirty days after the approval of this Act the terms of office of all Justices of the Peace in and for the precincts lying within or partly within the City of Tuscaloosa, Alabama, and the Notaries Public with powers ex-officio of Justices of the Peace, shall expire, and the said offices of all of the Justices of the Peace and Notaries Public with powers ex-officio of Justices of the Peace, in the said territory be and hereby are abolished, and the dockets, official papers and records of all kinds of their respective office shall be delivered to the Clerk of the Inferior Court of Tuscaloosa by said Justices, and all causes pending in said Justice Courts shall be by such delivery transferred to the said Inferior Court and executions and other process for the collections of the judgments of said Justice Courts may be issued from said Inferior Court, including executions for costs, and upon the collections of costs in any case accrued before said transfer, the Clerk of the said Inferior Court shall pay said costs to the Justice of the Peace, Sheriff or Constable entitled thereto and shall take a receipt therefor, which shall be entered on the docket of said cause.

Section Eight, In suits before said Inferior Court it shall be no objection to the jurisdiction of said Inferior Court that any defendant if not a resident of the City of Tuscaloosa or that the cause of action did not arise in the City of Tuscaloosa, or that the debt was not created in the City of Tuscaloosa, or that the offense charged did not occur in the City of Tuscaloosa; provided that the residence of such defendant in civil cases is in the County of Tuscaloosa, Alabama, if such defendant has a permanent residence in the State, or that the cause of action arose in Tuscaloosa County; and provided further the law as now set forth in the Code of Alabama of 1923 in Chapter 353 Articles 1 and 2, shall apply to venue in said Inferior Court of Tuscaloosa County, Alabama; and provided further that in criminal cases the offense occurred in Tuscaloosa County, Alabama.

Section Nine. The said Clerk before entering upon the discharge of his duties as ex-officio clerk of said Inferior Court shall be required to furnish to the Probate Judge of Tuscaloosa County, a bond with good and sufficient sureties in the sum of Three Thousand Dollars, to be conditioned and approved in the same manner as is the bond of the Clerk of the Circuit Court of Tuscaloosa County, Alabama.

Section Ten. Be it further enacted that there shall be a Judge of said Court and the first Judge thereof shall be appointed by the Governor and shall hold office until the first Monday after the second Tuesday in January, 1931; that said Judge at the time of his appointment, shall have been a resident of the County of Tuscaloosa for at least one year and shall

be at the time of his appointment at least twenty five years of age and shall be learned in the law.

Section Eleven. Be it further enacted that the Judge of said Court shall receive a salary of \$3600.00 per annum payable monthly out of the County Treasury upon his warrant drawn upon the County Treasurer, or County Depository. The said Judge shall not be permitted to practice law in any Court, or otherwise engage in the practice of law.

Section Twelve. Be it further enacted that the Deputy Solicitor of Tuscaloosa County shall be the Solicitor of the Inferior Court of Tuscaloosa County and shall attend all sessions of said Court and do and perform all duties of a Solicitor therein and in addition attend and represent the State at all preliminary hearings therein.

Section Thirteen. Be it further enacted that said Deputy Solicitor shall receive a salary of \$1800.00 per annum payable monthly out of the County Treasury upon his warrant drawn upon the County Treasurer, or County Depository, and this shall be in lieu of any other salary now provided to be paid him.

Section Fourteen. Be it further enacted that at the general election to be held in November, 1930, an election shall be held for office of Judge of the Inferior Court of Tuscaloosa in the County of Tuscaloosa at the voting places in said County at which said election qualified electors of said County shall have an opportunity to vote for their choice for said Judgeship and the said Judge so elected shall hold office from the first Monday after the second Tuesday in January, 1931, for a period of four years and that thereafter at the general election held in November every four years after the first election herein provided there shall be elected a Judge who shall hold office for four years and whose term of office shall begin and end on the days provided for the beginning and ending of the first Judge so elected. And such Judge so elected at the time of his election shall have been a resident of the County of Tuscaloosa for at least one year and shall be at the time of his election twenty five years of age and shall be learned in the law.

Section Fifteen. Whenever for any cause there shall be a vacancy in said office the same is to be filled in the same manner as now provided by the law for filling vacancies of Judgeships in the Circuit Courts of the State.

Section Sixteen. The Judge of said Court is hereby given the powers to punish for contempt of Court to the same extent and under the same provisions and rules and regulations as are now provided for the punishment of contempt of Court in the Circuit Court of Tuscaloosa County, Alabama.

Section Seventeen. The Clerk of said Court and all the Justices of the Peace and Notaries Public ex-officio Justices of the Peace within the County of Tuscaloosa are hereby given the power to issue warrants returnable to said Court for any offense over which the said Court has jurisdiction; but no such warrant shall be issued except upon the written approval of the Solicitor of the Deputy Solicitor of said County, endorsed thereon.

Section Eighteen. In all civil cases in said Court, the defendant shall have ten days after service to plead, answer, or demur in any proceedings brought therein against said defendants and criminal cases may be set down for trial after the expiration of ten days after arrest of the defendant.

Section Nineteen. The same provisions in reference to the filing of interrogatories to parties in litigation and the same provisions in reference to taking of depositions as are now or may hereafter be provided for in the filing of interrogatories and the taking of depositions in the Circuit Courts of Alabama, shall apply to the filing of interrogatories and the taking of depositions in this Court.

Section Twenty. In the matter of necessary process, service, or procedure in this Court, not herein specifically provided for, the manner of process, service, or procedure, as is now provided for in the Circuit Courts of this State, shall apply and govern.

Section Twenty-One. It is hereby provided that on Monday of each week there shall be held a call of the docket of said Court for the handling, trial and disposing of criminal cases, Juvenile Court cases, and the handling, trial and disposing of cases in regard to domestic relations over which this Court has jurisdiction, and on Tuesday of each week there shall be a call of the docket in said Court for the handling and trial of civil cases and said Court shall continue in sessions as long as necessary to dispose of the docket and the Court shall be open for business and trial at all other times, but the Judge thereof shall fix the hours for the holding of said Court; and provided further that from the 20th day of December of each year to the 1st day of February thereafter and from the 20th day of June each year to the 1st day of August thereafter terms of said Court shall be held only in the discretion of the Judge of said Court.

Section Twenty-Two. From any judgment of said Court the defendants in criminal cases and the State in such cases where appeals are allowed to the State and the parties in all civil cases shall have the right of appeal to the Circuit Court of Tuscaloosa County under the same regulations and requirements as now or may hereafter govern appeals from the Courts of Justices of the Peace in the State of Alabama in civil cases and the same regulations and requirements as now govern appeals from the County Court to the Circuit Court in criminal cases in said State and the bonds furnished or required shall be governed by the same law as now regulate appeals in the said respective Justice Courts and County Court and to be approved by the Clerk of said Court.

Section Twenty-Three. In the event the Judge of this Court recuses himself or is incompetent to sit in any case the Circuit Judge shall have the right to appoint as special Judge any practicing attorney in Tuscaloosa County to serve in the place of the regular Judge and said special Judge shall receive as compensation for said service the per diem amount that the said regular Judge receives to be paid out of the County Treasury upon his warrant drawn thereon; and the said Judge of this Court shall have the right to recuse himself in a case which he thinks it proper for him to do so. In the event he recuses himself, or is incompetent to sit for more than two days in any one month the per diem amount paid to the special Judge serving in his place shall be deducted from the monthly salary herein provided to be paid him.

Section Twenty-Four. Whenever the word clerk of said inferior Court appears in this Act the same shall be taken and construed to mean "ex-officio clerk."

Section Twenty-five. Be it further enacted that this Act shall become effective thirty days after its approval by the Governor.

Section Twenty-Six. Be it further enacted. That if any section or provision of this Act shall be declared to be void or unconstitutional it shall not effect or destroy the validity or constitutionality of any other section or provision therein which is not in and of itself void or unconstitutional.

Section Twenty-Seven. All laws and parts of laws, general, local and special, contrary to the provisions of this Act are hereby repealed.

THE STATE OF ALABAMA, County of Tuscaloosa.

Before me, the undersigned, E. S. Clarkson, a Notary Public in and for said State and County, personally appeared Aaron Miller, who being duly sworn, deposes and says that he is the editor and publisher of the Tuscaloosa News and Times Gazette, a newspaper published in Tuscaloosa

County, Alabama, and that notice contained in the excerpt from said newspaper pasted to this page, of intention to apply to the legislature from the enactment of a law, was published in the said Tuscaloosa News and Times Gazette once a week for four consecutive weeks, the first publication having been made in the issue of said newspaper of May 25th, 1927, and the following three publications in the issues of said newspaper were June 1st, 8th, and 15th, 1927, respectively.

Sworn to and subscribed before me this 16th day of June, 1927.

Aaron Miller,
E. S. Clarkson,
Notary Public.

By Mr. Guy:

H. 708. To prevent horses, mules, asses, cows, hogs, sheep and goats from running at large uncontrolled on crops in any county, of the State of Alabama and to prescribe a rule of damages, and the rules of practice in the trials of cases under this Act.

Agriculture.

BILLS ON SECOND READING

Mr. Poole, Chairman of the Standing Committee on Public Roads and Highways, reported that said committee in session had acted on the following bill and ordered same returned to the house with a favorable report.

H. 675. To provide for payment of supervision and inspection fees by motor carriers as defined herein; so as to provide for supervision, inspection and regulation by the Alabama Public Service Commission, in the public interest, of the operation of such motor carriers, their service, rules, regulations, practices, fares, rates, charges and facilities, and licenses; to provide for collection of such fees and distribution of the funds derived therefrom; to give the State a lien upon the property of such motor carriers for payment of said fees, and to provide penalties for default in the payment thereof; to provide additional compensation to members of said Commission for the extra, new, and additional duties imposed upon them.

Mr. Poole, Chairman of the Standing Committee on Public Roads and Highways, reported that said committee in session had acted on the following bill and ordered same returned to the house with a favorable report with amendment.

(With amendment):

H. 391. To provide a general system of legislation pertaining to public roads, highways and bridges, including therein the establishment of a State Highway Department and State Highway Commission; to create the office of Alabama Highway Director in Alabama; to define and regulate the powers, duties and authority of the State Highway Commission and of local authorities, boards of revenue, courts of county commissioners, municipalities, or like governing bodies; to provide authority

and empower the Board of Administration to make agreements and contracts with the State Highway Commission for convict labor and let contracts for signs, advertising etc. on highways; to define and provide rules of the road, including traffic regulations, penal violations, duties of owners and drivers and the regulation as to size, weight and equipment of motor vehicles moving over, along or upon such roads; to regulate motor busses and trucks, carrying persons or freight for hire, including the power, authority and duties of the Alabama Public Service Commission, in the matter of such regulation and providing penal offenses concerning the matter of such regulation; to provide for the establishment, discontinuance, working and maintenance of public roads, bridges and ferries; to provide for the establishment and maintenance of private roads; to provide for State Bonds for construction and maintenance of private roads, issue and sale of; Good Roads Day established; offenses concerning toll bridges, turnpikes and causeways; protecting bridges from floating logs and to provide against injury to mill dams, bridges, canals and road gates; to provide for working of public roads, persons liable and persons exempt from road duty; to provide for railroad tracks, bridges viaducts and tunnels; and the repeal of all laws and parts of laws in conflict with the provisions of this act and to repeal all laws and parts of laws concerning public roads, highways and bridges. not embodied in this act, except such laws pertaining to revenue.

Mr. Simpson, Chairman of the Standing Committee on Judiciary reported that said committee in session had acted on the following bills and ordered same returned to the House with a favorable report:

H. 197. To provide for organization, operation and supervision of cooperative savings and credit associations to be termed "Credit Unions" and to define their powers.

H. 470. To prohibit the issuance of marriage licenses in the State of Alabama between the hours of 7 P. M. and 7 A. M. following.

Mr. Morrow, Chairman of the Standing Committee on Local Legislation reported that said committee in session had acted on the following bills and ordered same returned to the house with a favorable report:

H. 553. To amend Sec. 3 of an Act to provide for the establishing, construction and maintaining of public roads and bridges in Cullman County, Alabama; creating a Highway Commission for said County, and defining its powers, jurisdiction and duties.

H. 604. To fix the compensation or salaries and allowances to be paid to sheriffs in all counties in this state, which now have

or which may hereafter have a population of 75,000 people and less than 95,000 people according to the last Federal census or any such census which may hereafter be taken where such sheriffs are constitutionally paid upon a salary basis and to regulate the payment of same, and to regulate the office of said sheriff, and to impose additional duties upon said sheriffs, and to provide for deputies and other assistance to said sheriffs and the selection and appointment thereof, and the manner of fixing their compensation and provide for paying the same, and to provide for the payment of premium on such sheriffs and deputies bonds, and to authorize, empower and require the Courts of County Commissioners, Boards of Revenue or other Courts of like jurisdiction to provide and furnish the said sheriffs with necessary quarters, books, stationery and other necessities and conveniences to the sheriffs of such counties and to provide for the payment of same.

Mr. Ward of Tuscaloosa, Chairman of the Standing Committee on Education reported that said committee in session had acted on the following bill and ordered same returned to the house with a favorable report with amendment:

(With amendment):

H. 639. To provide for the revision, codification, digesting and promulgation of the public Statutes of Alabama relating to Education.

Mr. Moxley, Chairman of the Standing Committee on Public Health reported that said Committee in session had acted on the following bills and ordered same returned to the House with a favorable report:

S. 259. To amend Section 2 of the Code of 1923.

H. 464. To amend Section 2 of the Code of 1923.

H. 584. To amend Section 1156 of the Code of 1923.

H. 591. To provide for and regulate further the care, support and maintenance of the poor and paupers of the several counties of the State of Alabama.

H. 641. To amend Section 3991 of the Code of Alabama.

The above and foregoing bills were severally read a second time and placed on the Calendar.

MOTION IN WRITING.

June 28, 1927.

To Mr. Speaker and House of Representatives:

Notice is hereby given in writing under the provisions of House Rule 34, on the next Legislative Day, I will make a motion, immediately after the report of standing committees, to direct the standing committee on Local Legislation of the House, to act upon and report to the House Senate Bill 183.

John A. Darden.

MESSAGE FROM THE SENATE.

Mr. Speaker:

The Senate has originated and adopted the following Joint Resolution:

By Mr. Craft:

S. J. R. 56. Be it Resolved by the Senate, the House concurring, that:

Whereas, the Senate has now pending before it Senate Bill No. 312, regulating and providing the method by and the manner in which any county of the class in said bill named may increase its indebtedness for the purposes therein stated, and issue bonds and levy and collect additional taxes; and

Whereas, Said bill provides for calling elections to authorize the issuance of such bonds and the levying of such taxes, which would involve considerable waste of public money in the event the proposed act were held unconstitutional after its passage;

Now, Therefore, be it resolved that the Supreme Court of Alabama is hereby requested by the Legislature of Alabama to give the Legislature an advisory opinion with respect to the constitutionality of the said bill especially in the following particulars:

1. Are the provisions contained in Sections 3 and 21 of the Bill, authorizing the governing body of such county to annually levy and collect an additional tax sufficient to pay principal and interest on the bonds, provided that the total amount of additional taxes levied in any one year under the authority of this act does not exceed, in the aggregate, one-half of one per centum of the assessed value of the property, violative of the amendment to the Constitution of Alabama found in the Acts of Alabama of 1923, page 594, or of any other provision of the Constitution?

2. Is it within the power of the Legislature to define "concrete", and is the definition of "concrete" in Section 6 of the bill violative of the provisions of the Amendment of 1923, above referred to, or any other provision of the Constitution of Alabama?

3. Is the definition or characteristic of "improvement" in Section 8 of the bill violative of any provision of the Constitution?

4. Is the provision in Section 11 of the bill authorizing the calling of an election to submit to the voters at one election the question of the issuance of bonds and the levying of tax, with respect to two or more improvements violative of any provision of the Constitution?

5. Is the provision of Section 11, providing that separate ballots shall be prepared in respect of each improvement or one ballot may be so arranged as to enable the voters to vote separately in respect of each proposed improvement (when two or

more are proposed) violative of any provision of the Constitution?

6. Does the form of the official ballot described in Section 13 violate any provision of the Constitution?

This form of ballot is adapted from the form approved by the Supreme Court in the Case of Realty Investment Company vs. State, 181 Alabama, 184, 61 So., 248.

7. Does the bill cover more than one subject?

8. Is the bill a local bill?

9. If the Supreme Court decides that this bill is a local bill, would a local bill applicable only to Mobile County, duly advertised, and containing in other respects the same provisions as contained in this Act, be violative of Subdivisions 15 and 17 of Section 104 of the Constitution?

And sends same herewith to the House.

J. E. Speight,
Secretary.

SENATE MESSAGE

On motion of Mr. Grove the Rules were suspended and the S. J. R. 56 set out in the above and foregoing Message from the Senate was concurred in and adopted.

SPECIAL ORDER

The House proceeded to the consideration of the Special Order which was the Bill:

H. 271. (with substitute): To regulate primary elections in the State of Alabama.

The question was upon the adoption of the substitute reported by the Standing Committee on Privileges and Elections. Said Committee substitute being as follows:

To be entitled an Act to regulate further primary elections for the nomination by political parties of candidates for public office within the State of Alabama.

Be it Enacted by the Legislature of Alabama:

Section 1. Primary elections for the nomination of candidates for all public offices shall be held at the times and places now prescribed by law, and candidates for nomination for public office shall comply with the existing provisions of the laws of Alabama to have their names placed on the official party ballots for primary elections.

Section 2. When there are more than two candidates for nomination for one office and no candidate receives a majority of all the votes cast in a primary election for that office, then a second primary election for nomination for a candidate for that

office shall be held four weeks after the date of the first primary election, and at such second primary election only the two candidates who received the highest and next highest number of votes in the first primary election shall be entitled to have their names placed on the official ballot for the second primary election. In event there are two or more vacancies for any particular office then the number of candidates shall be double the number of vacancies to be filled.

Section 3. In event of a tie between two candidates in the second primary the chairman of the county or other governing committee of the party, if it is a county office, and the chairman of the State or other governing committee of the party if the office is to be filled by the voters of more than one county, shall order a third primary.

Section 4. As soon as possible, not exceeding five days after the holding of the first primary election, the canvassing boards of primary elections as now or may hereafter be provided by law, shall meet at the places now or hereafter designated by law, and count and tabulate the votes cast in such first primary election; and, if it shall be ascertained by such canvassing board that no candidate received a majority of all the votes cast in such primary election for any one office for the nomination to which there were more than two candidates, then the chairman of the executive or other governing committee of the party shall, at least twenty days prior to the date of the holding of the second primary election herein provided for, certify to the Secretary of State of Alabama, the names of the two candidates of his party who received the highest number of votes in the first primary election and who are to be voted for in the second primary election by the voters of more than one county, and the chairman of each county executive or other governing committee of the parties entering such first primary election shall, at least fifteen days before the holding of the second primary election herein provided for, certify to the probate judge of the county the names of the two candidates who received the highest number of votes in the first primary for nomination to an office which is to be filled by the voters of only one county; and, the Secretary of State shall, within not less than fifteen days before the date of the holding of the second primary election herein provided for certify to the probate judge of any county where a second primary election is to be held, the name or names of the candidate or candidates certified to him as herein provided, and the probate judge of each county in Alabama shall in manner and form have prepared and printed all ballots to be voted in the second primary election which ballots shall contain under appropriate headings or titles of the offices to be filled the names of the two candidates for each office so certified to him.

Section 5. The method of holding and the selection and pay of the officers to conduct the second or third primary election herein provided for shall in all respects conform to the present laws of the State of Alabama providing for the holding of primary elections.

Section 6. As soon as possible, not exceeding five days after the holding of the second primary election herein provided for, the executive or other governing committee of the party participating in such second primary election shall meet and canvass and tabulate the votes cast in such second primary election, and the candidate receiving a majority of all the votes cast in such second primary election for any one office shall be declared the party nominee of such party for such office and his name shall be certified to the Secretary of State if the office is to be filled by the voters of more than one county or to the probate judge if the office is to be filled by the voters of only one county, to be placed upon the official ballot of the general election to be held thereafter, as now provided by law.

Section 7. In the event that either of the two candidates receiving the highest number of votes in the first primary election shall determine not to enter the second primary election herein provided for; then he shall, as soon as possible and not less than ten days after the holding of the first primary election, certify his declination to enter such second primary election to the chairman of the State or other governing committee of the party if the office is to be filled by the voters of more than one county or to the county chairman if the office is to be filled by the voters of only one county, and upon receipt of such notification the chairman shall declare the other candidate the nominee to the Secretary of State or probate judge, as the case may require, and a second primary election for the nomination of a candidate for that office shall not be held.

Section 8. Second choice voting in primary elections in the State of Alabama is hereby abolished and no ballots providing for second choice voting in the State shall hereafter be printed.

Section 9. When more than one place is to be filled for any particular office then the canvassing board, to ascertain the total vote cast for that office, will add up the total votes received by all the candidates for that office and will divide this total by the number of places to be filled. The result will be the total vote cast for that office.

Section 10. Candidates for party offices shall be elected under the provisions of this Act unless the method of their election is otherwise directed by the governing authority of the party holding the election.

Section 11. Except as herein modified the present primary election laws shall remain unchanged but all laws and parts of

laws in conflict with the provisions of this Act are and the same are hereby expressly repealed.

Mr. Tompkins offered the following amendment to the substitute reported by the Standing Committee on Privileges and Elections.

AMENDMENT TO SUBSTITUTE, HOUSE BILL 271.

Amend the substitute by striking therefrom Sections 2, 3, 4, 5, 6, 7, 8, 9 and 10 and adding after Section 1 thereof the following:

Section 2. If any candidate for an office shall receive a majority of first choice votes he shall be declared nominated for such office. If no candidate shall receive such a majority of first choice votes then the nomination for such office shall be determined by excluding from further consideration the candidacy of all except the two candidates who shall have received the highest number of first choice votes, and by adding to such first choice votes of each of said two candidates the second choice votes cast for each, by those voters whose first choice votes shall not have been cast for either of the two said candidates: The election officers of any primary election are instructed to turn in their tally sheets and returns and to keep a record of second choice votes and for whom each voter voting a second choice cast his first choice and to certify these facts to the proper canvassing authorities.

Section 3. Second choice voting in primary elections in the State of Alabama is hereby abolished, except as provided by the terms of this act.

And on motion of Mr. Goodwyn the amendment offered by Mr. Tompkins to the substitute was laid upon the table.

Yeas, 59; Nays, 34.

Yeas:

Messrs:

Mr. Speaker	Graves	Merrill	St. John
Allen	Green	Miller (Marengo)	Sanders (Conecuh)
Beebe	Grove	Miller (Sumter)	Sanderson
Bryant	Guy	Molette	Shepherd
Burns	Harwood	Monk	Shivers
Christian	Hawkins	Moxley	Simpson
Cook	Howell	Norman	Stephens
Darden	Jones (Bullock)	Parish	Stewart (Calhoun)
Denson	Jordan (Etowah)	Patterson	Tunstall
Desear	Jordan (Washington)	Pitts	Vickers
Edmundson	Kirkpatrick	Poole	Waddell
Edwards	Lawler	Powell	Ward (Geneva)
Golson	Lovelace	Rankin	Ware
Goode	Martin	Rivers	Winn
Goodwyn	Matthews	Rogers (Mobile)	

*Nays:**Messrs.:*

Adcock	Frey	Morrow	Smith
Allen	Hampton	Nipper	Stewart (Bibb)
Baldwin	Hollis	Pegues	Thompson
Bartlett	Howard	Quillin	Tompkins
Burleson	Hubbard	Reeder	Wallace
Byars	Hughes	Ringer	Ward (Tuscaloosa)
Cannon	Jeter	Rogers (Elmore)	Webb
Carter	Lee	Sanders (Pike)	Weldon
Cockrell	McAdory		

—34

Mr. St. John offered the following amendment to the substitute reported by the Standing Committee on Privileges and Elections.

Amend the Substitute by adding thereto Section 2½ to read as follows:

"The governing authority or committee of a political party in any County of the State may adopt the provisions of this act as to majority nominations by determining so to do prior to the time it issues its call to the voters of the County in which the election is to be held, and by giving notice of its adoption of the provisions of this bill as to majority nominations in its said call to the voters of the county, otherwise said primary as to officers elected by one County shall be held as now provided by law governing primary elections in this State.

And on motion of Mr. Goodwyn the amendment offered by Mr. St. John was laid upon the table.

Mr. Goodwyn offered the following amendment to the Substitute:

Amend substitute to House Bill 271 by striking out all of the first four lines in Section 4 down to and including the words "primary elections" in the fourth line of the printed substitute of said Section and inserting in lieu thereof the following: "County canvassing board shall meet within three days following the holding of the first primary election and the canvassing board for the entire state or any sub-division greater than one county shall meet on the Tuesday following such election and respectively tabulate the returns in such first primary election." Also by striking out in line seven of said Section four of the printed substitute the word "twenty" where it appears in such line and inserting in lieu thereof the word "twelve"; and also by striking out the word "fifteen" where it appears at the end of line twelve and the beginning of line thirteen of the printed substitute and inserting in lieu thereof the word "ten"; and in striking out in line sixteen of the printed substitute in said section the word "fifteen" and inserting in lieu thereof the word "ten."

And the amendment offered by Mr. Goodwyn to the substitute reported by the Standing Committee on Privileges and Elections was adopted.

Mr. Ware offered the following amendment to the substitute:

Amend the Substitute to House Bill 271 by striking out the words "four weeks" where they occur in line seven of the printed substitute of said bill and insert in lieu thereof the words "two weeks."

Mr. St. John moved to table the amendment offered by Mr. Ware and the motion to table was lost.

Yeas, 12; Nays, 78.

Yeas:

Messrs:

Beebe
Denson
Edmundson

Edwards
Grove
Guy

Merrill
Miller (Sumter)
St. John

Tunstall
Vickers
Winn

—12

Nays:

Messrs.:

Adcock
Allen
Anderson
Ashcraft
Baldwin
Bartlett
Bryant
Burleson
Burns
Byars
Cannon
Carter
Cockrell
Cook
Darden
Deloney
Frey
Golson
Goode
Goodwyn

Graves
Green
Gullatt
Hampton
Harwood
Hawkins
Hollis
Howard
Hubbard
Hughes
Jeter
Johnson
Jones (Bullock)
Jordan (Etowah)
Jordan (Washington)
Kirkpatrick
Langdon
Lee
Lovelace
McAdory

Martin
Matthews
Miller (Marengo)
Molette
Monk
Morrow
Moxley
Nipper
Norman
Owens
Parish
Pegues
Pitts
Poole
Quillin
Rankin
Reeder
Ringer
Rivers

Rogers (Elmore)
Rogers (Mobile)
Sanders (Conecuh)
Sanders (Pike)
Sanderson
Shepherd
Simpson
Smith
Stephens
Stewart (Bibb)
Stewart (Calhoun)
Thompson
Tompkins
Waddell
Ward (Geneva)
Ward (Tuscaloosa)
Ware
Webb
Weldon

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On motion of Mr. Goodwyn the amendment offered by Mr. Ware to the substitute reported by the Standing Committee on Privileges and Elections was adopted.

Mr. Tompkins offered the following amendment to the substitute:

Amend the bill by adding thereto at the end of Section 2 the following: "Provided that the expenses of said second primary election shall be paid by the State of Alabama and not by the counties.

And on motion of Mr. Goodwyn the amendment offered by Mr. Tompkins was laid upon the table and the substitute for

H. 271 reported by the Standing Committee on Privileges and Elections as amended was adopted.

Yeas, 64; Nays, 28.

Yeas:

Messrs:

Allen	Goodwyn	Lovelace	Reeder
Ashcraft	Graves	Martin	Rivers
Baldwin	Green	Matthews	Rogers (Mobile)
Beebe	Grove	Merrill	Sanders (Conecuh)
Bryant	Gullatt	Miller (Marengo)	Sanders (Pike)
Burns	Guy	Miller (Sumter)	Sanderson
Christian	Harwood	Molette	Shepherd
Cook	Hawkins	Monk	Shivers
Darden	Howard	Moxley	Starnes
Deloney	Howell	Norman	Stewart (Calhoun)
Denson	Johnson	Parish	Tunstall
Desear	Jones (Bullock)	Patterson	Vickers
Edmundson	Jordan (Etowah)	Pitts	Waddell
Edwards	Jordan (Washington)	Poole	Ward (Geneva)
Golson	Kirkpatrick	Powell	Ware
Goode	Lee	Quillin	Winn

—64

Nays:

Messrs.:

Adcock	Cockrell	Nipper	Stephens
Anderson	Frey	Owens	Stewart (Bibb)
Bartlett	Hampton	Pegues	Thompson
Burleson	Hollis	Rankin	Tompkins
Byars	Hughes	Ringer	Wallace
Cannon	Jeter	Rogers (Elmore)	Webb
Carter	McAdory	Smith	Weldon

—28

PAIR ANNOUNCED

The following pair was announced: Mr. St. John, Nay; Mr. Simpson, Yea.

And said Bill:

H. 271. To regulate primary elections in the State of Alabama.

As amended by the substitute reported by the Standing Committee on Privileges and elections as amended.

Was read a third time at length and passed.

Yeas, 65; Nays, 31.

Yeas:

Messrs:

Mr. Speaker	Christian	Edmundson	Green
Allen	Cook	Edwards	Grove
Ashcraft	Darden	Golson	Gullatt
Brunson	Deloney	Goode	Guy
Beebe	Denson	Goodwyn	Harwood
Burns	Desear	Graves	Hawkins

Howard	Martin	Patterson	Shepherd
Howell	Matthews	Pitts	Shivers
Hubbard	Merrill	Poole	Starnes
Johnson	Miller (Marengo)	Powell	Stewart (Calhoun)
Jones (Bullock)	Miller (Sumter)	Reeder	Tunstall
Jordan (Etowah)	Molette	Rivers	Vickers
Jordan (Washington)	Monk	Rogers (Mobile)	Waddell
Kirkpatrick	Moxley	Sanders (Conecuh)	Ward (Geneva)
Langdon	Norman	Sanders (Pike)	Ware
Lawler	Parish	Sanderson	Winn
Lovelace			

—65

*Nays:**Messrs.:*

Adcock	Frey	Owens	Stewart (Bibb)
Anderson	Hampton	Pegues	Thompson
Bartlett	Hollis	Quillin	Tompkins
Bryant	Hughes	Rankin	Wallace
Burleson	Jeter	Ringer	Ward (Tuscaloosa)
Byars	Lee	Rogers (Elmore)	Webb
Cannon	McAdory	Smith	Weldon
Cockrell	Nipper	Stephens	

—31

PAIR ANNOUNCED

The following pair was announced: Mr. Simpson, Yea; Mr. St. John, Nay.

RECONSIDERATION

Mr. Goodwyn moved to reconsider the vote by which the Bill, H. 271 was passed and then moved to table the motion to reconsider and the motion to table prevailed.

MESSAGE FROM THE SENATE.

Mr. Speaker:

The Senate has passed the following House Bill and returns same herewith to the House.

H. 129. To provide for the election of a County Superintendent of Education for Choctaw County, Alabama, to fix his term of office, to prescribe his salary and the manner of payment, to provide for his giving bond, to define his qualifications, powers and duties and to provide for appointment or election of his successor in office.

J. E. Speight,
Secretary.

MESSAGE FROM THE SENATE.

Mr. Speaker:

The Senate has originated and passed the following bills and ordered same sent forthwith to the House without engrossment: By Mr. James (with notice and proof):

S. 166. To allow the sheriff of Winston County an additional deputy sheriff to that as now provided by law, and fix his salary,

and make it payable out of the general funds of the county in monthly installments, said deputy to be located at Haleyville, Alabama.

With notice and proof thereto attached and herewith exhibited as follows:

NOTICE

Notice is hereby given that a bill will be introduced in the Legislature in substance as follows:

AN ACT

Entitled an Act to allow the Sheriff of Winston county an additional deputy sheriff to that as now provided by law, and fix his salary, and make it payable out of the general funds of the county in monthly installments, said deputy to be located at Haleyville.

Be it Enacted By the Legislature of Alabama:

Section 1. That the sheriff of Winston county is hereby allowed an additional deputy to the one now provided by law, which said deputy shall be located at Haleyville, and shall receive a salary of \$1200.00 per annum to be paid in twelve equal monthly instalments out of the general fund of said Winston county, and shall be eligible to perform duties anywhere in said county.

Section 2. On the first day of each month, a statement of the name and amount due the deputy shall be furnished the Commissioners court of said county by the sheriff, and it shall be the duty of said court to order a warrant drawn upon the general funds of the county for the amount of the month's salary.

Section 3. Be it further enacted that all laws and parts of laws in conflict herewith are hereby repealed, and this act shall be of force and effect from and after its passage.

STATE OF ALABAMA, Winston County.

Before me, Z. McVay, a Notary Public, in and for said County and State this day personally appeared Geo. W. Adkins, who being first duly sworn deposes and says as follows:

That he is the publisher, manager and owner of the Winston Herald, a weekly newspaper published at Double Springs, in Winston County, Alabama; that the notice, a copy of which is hereto attached, was inserted, published and appeared regularly in the said Winston Herald, in said County of Winston in Alabama, once a week for five consecutive weeks, on to-wit: February 4th, 11th, 18th and 25th, and March 4th, 1927, in said newspaper, without cost to the State, prior to this the 22nd day of April, 1927.

Geo. W. Adkins,

Publisher-Manager and Owner of the Winston Herald.

Sworn to and subscribed before me, this the 22nd day of April, 1927.

Z. McVay,

Notary Public.

Also:

By Mr. Ellis of Shelby (with notice and proof):

S. 197. To authorize the Town Council of the Town of Columbiana, Alabama, to abolish its board of education and place the government and control of the public schools of said town

under the control of the county board of education and under State control.

With notice and proof thereto attached and herewith exhibited as follows:

NOTICE

Notice is hereby given of intention to apply to the Legislature of Alabama which meets in the city of Montgomery on the 7th day of June, 1927, for the passage of an act authorizing the Town Council of the Town of Columbiana, Alabama to abolish its Board of Education and place the government and control of the Public Schools of said town under the control of the County Board of Education and under State control.

The Bill to be introduced for the above named purpose will be substantially as follows:

AN ACT

To authorize the Town Council of the Town of Columbiana, Alabama, to abolish its Board of Education and place the government and control of the Public Schools of said Town under the control of the County Board of Education and under State control.

Be it enacted by the Legislature of Alabama, as follows:

Section 1. That the Town of Columbiana, Alabama, by resolution duly adopted by the Town Council of said Town, is hereby authorized and empowered to abolish the Board of Education of said Town and place the government and control of the Public Schools of said Town under the control of the County Board of Education and under State control.

I hereby give notice that the above Bill will be introduced at the session of the Legislature referred to and its enactment into law will be sought.

L. H. Ellis.

STATE OF ALABAMA,

Shelby County.

Before me, Bertha Corley Ellis, a Notary Public in and for said County in said State, personally appeared Luther Fowler, who is known to me and who, being by me first duly sworn, deposes and says: That he is publisher of The Shelby County Reporter, a weekly newspaper published in Shelby County, Alabama; further deposing, affiant says that said paper is a weekly newspaper and that the printed notice which is pasted to and attached to this affidavit has been duly published in and appeared in the regular issues of said paper once each week for four consecutive weeks in the issues thereof May 5th, 1927, May 12, 1927, May 19, 1927 and May 26, 1927, and that the proposed act also attached to this affidavit likewise appeared in said paper along with said notice.

Luther Fowler,

Publisher of Shelby County Reporter.

Sworn to and subscribed before me, this 8th day of June, 1927.

Bertha Corley Ellis,
Notary Public.

Also:

By Mr. Bradford (with notice and proof):

S. 254. To provide for the election of a county superintendent of education for Cherokee County, Alabama, to fix his term of office, to prescribe his salary and the manner of payment, to

define his qualifications, powers and duties and to provide for the election of his successor in office.

With Notice and Proof thereto attached and herewith exhibited as follows:

NOTICE OF APPLICATION FOR LOCAL LAW

Notice is hereby given that application will be made to the Legislature of Alabama, by necessary and proper Bill to be introduced at the present session of the Legislature, for the enactment thereof as a Local Law for Cherokee county, Ala. The substance of which proposed Act, is as follows:

To provide for the election of a County Superintendent of Education for Cherokee county, Alabama, to fix his term of office, to prescribe his salary, and the manner of payment, to define his qualifications, powers and duties, to provide for a special election to be held to elect such County Superintendent under the Act, to provide for filling vacancy caused in said office for any cause, and to provide for the election of his successor in office.

Centre, Alabama, January 18, 1927.

THE STATE OF ALABAMA,

Cherokee County.

I, T. H. Shropshire, Editor and Publisher of the Coosa River News, a weekly Newspaper published at Centre, in Cherokee County, Alabama, hereby certify that the attached Notice of Application For Local Law was published in the Coosa River News for Four consecutive weeks prior to June 1, 1927, and on the following dates of publication of said newspaper, to-wit: January 21st, January 28th, February 4th and February 11th, 1927.

T. H. Shropshire,
Editor News.

Subscribed and sworn to before me this 8th day of June, 1927.

(Seal)

J. H. Savage,
Notary Public, Cherokee County, Alabama.

Also:

By Mr. Stokes (with notice and proof):

S. 291. To provide for the payment of the fees of State's witnesses in criminal cases in Dale County, Alabama.

With notice and proof thereto attached and herewith exhibited as follows:

NOTICE

Notice is hereby given of my intention to introduce at the adjourned session of the Legislature of Alabama which convenes June 7th, 1927, a local bill for Dale County, Alabama, in substance as follows:

A BILL

To Be Entitled An Act to provide for the payment of the fees of State's Witnesses in Criminal Cases in Dale County, Alabama.

Be it Enacted by the Legislature of Alabama:

Section 1: That after the passage of this Act that when any person is subpoenaed as a witness before the grand jury of Dale County, Alabama, in a criminal case and procures a certificate of his attendance before said

grand jury as a witness signed by the foreman of the grand jury said certificate shall be paid out of the fine and forfeiture fund of said county by the depository of said county on presentation of said certificate by the lawful holder thereof to said depository.

Section 2. That after the passage of this act when any party appears as a State's witness in a criminal case in the circuit or county court of Dale County, Alabama, and procures a certificate of his attendance signed by the clerk of said court said certificate shall be paid out of the fine and forfeiture fund of said county by the depository thereof on the presentation of said certificate to said depository by the lawful holder thereof.

Section 3: That the depository of said county, in case of deficiency in said fine and forfeiture fund, shall set apart out of the general funds of said county, and transfer same to the credit of the fine and forfeiture fund of said county an amount sufficient to pay the fees herein provided for.

Section 4. That when any person is convicted of a crime in the circuit or county court of Dale County, Alabama, and State witness fees are collected from said person, said fees shall be paid by the officer collecting them to the depository of said county and be credited to the fine and forfeiture fund of said county, these payments into the said fine and forfeiture fund being in addition to the other payments into said fund already provided for by the general laws of Alabama.

Charles O. Stokes.

THE STATE OF ALABAMA, Dale County.

I, Jesse B. Adams, Editor of The Southern Star, a weekly newspaper published at Ozark, Dale County, Alabama, do hereby state under oath that the annexed printed clipping is a true copy of the publication in said newspaper clipped from one of the original issues of said newspaper and that the words and figures embraced therein appeared in said newspaper for four consecutive weeks on the following dates, towit: May 18th, May 25th, June 1st, and June 8th, 1927.

Jesse B Adams,
Editor The Southern Star.

Subscribed and sworn to before me this 20th day of June, 1927.

Chas. O. Stokes,
Notary Public Dale County, Ala.

By Mr. Stokes (with notice and proof) :

S. 292. To provide for the relief of L. W. Kolb, G. A. Hood, J. H. Tice, H. T. Parker, J. L. Barnes, W. A. McKay, W. C. Barefield, A. L. Mims, M. R. Dean, J. W. Dean, Chas. Thrower, J. W. Dickert, J. M. Covington, A. J. Norton, R. E. Hayes, M. B. Aman, L. F. Head, W. E. Fitzgerald, G. C. Peebles, Houston Power Co., H. L. Andrews, W. O. Thomas, O. W. Metcalf, J. C. Spears, J. S. Baker, C. V. Atkinson, Paul Dickert, D. T. Dickert, J. Norris Weed, W. A. Tharp, J. E. Metcalf, J. W. Spigner, G. S. Vickers, T. L. Weed, W. C. Copeland, A. H. Jackson, Rainer Block Mill, W. E. Fitzgerald, R. L. Andrews, A. L. Howell, Ab DeLoney, Parker & Flowers, P. A. Clark, W. H. Deloney, W. L. Dean, C. D. Parker, C. L. Dickert, B. R. Ezell, C. N. Byrd, J. T. Ellis, Payne Bros., Monroe McCraney, J. N. Byrd, C. W. Sherfield, A. D. Dixon, John Carr, Bud Carr, John Hudson, Birt Godwin, Grady Skipper, Malcomb Byrd, M. W. Redd, Welsey

Gillian, J. C. Spears, Cody Rogers, Albert Rogers, Mertice Clements, Shellie Morris, B. W. Spears, John Miller, Harris Benson, Ned Byrd, W. A. Bloodworth, Marvin Andrews, Mose Dawkins, Ach Byrd, Fred Andrews, D. DeLoney, Henry DeLoney, Melvin Bowman, Charles Byrd, Jr., Sam. Willis, Randolph Casey, Lingo Parker, J. M. Bloodworth, Will Johns, Jas. Helms, D. C. Patrick, G. C. Curenton, Ferell Strickland, Grady Averett, Alvin Ford, Peter Ezell, W. E. Tyler, John Woodall, Ewell Byrd, Seaborn Bowman, Barney Morris, Curt Peters, Geo. Trotter, Daly Harper, Sylvester Harper, Chester Head, Bryter Byrd, Ralph Speller, Calvin Carr, Bunk Woodham, Hanry Blackman, R. G. Newsom, Arch McDonald, Will McSwearn, Bud Snell, M. C. Williford, S. H. Williford, Walter Kirk, Henry Jones, G. L. Charles, Calvin Davis, Bud Thompson, Isom Thompson, Bryant Flowers, Homer Nicholson, Oscar DeLoney, Pressie Dawkins, Geo. Johnston, Jeff Harris, W. B. Waters, Fred Waters, Jas. F. Waters, A. V. Curenton, L. P. Curenton, E. L. Stokes, J. H. Hughes, A. C. Hughes, Dody Russell, Sandy Walker, W. G. Horn, Legon Curenton, Floyd Martin, Jesse Sillivant, Marvin McDaniel, I. L. Andrews, F. R. Lee, A. J. Andrews, B. F. Patterson, John Andrews, J. W. Wells, W. A. Wigham, Jewell Pouncey, Ed Free, R. J. Pouncey, Len Jones, Thom. Watford, Lige Cotton, Bud Wilson, Lester Thompson, J. W. Pridgen, John Griffin, McLean Watford, T. R. Arnett, Joe Akins, M. B. Pridgen, Alex Griffin, Elvin Griffin, Eben Averett, Fred Averett, I. J. Pridgen, Reese Bennett, John Sulivon, Grady Summerlin, Merlin Matthews, John Watson, Geo. Brown, Everett Brown, D. E. Byrd, Jones Campbell, V. L. McEntyre, L. A. Windham, Dest Faulk, Lemon Brown, O. K. Williams, R. C. Wells, A. T. Windham, O. J. Wells, H. W. Wells, Mathew Lee, D. Edmondson, W. B. Baker, Lonie Baker, Oscar Brooks, Wesley Shiran, J. A. Mauldin, Porter Pippin, A. G. Teal, L. A. Akins, Foy Jones, Bonie Wiley, Roser Wiley, J. S. Smith, J. F. Fralish, I. A. Nichols, C. D. Brown, Buck Akins, W. D. Adams, Carl Pouncey, C. J. Pouncey, S. J. Barwick, C. E. Mullins, N. Haynes, Royal A. Clark, Joe Mauldin, C. W. Baker, H. L. Baker, W. E. Blocker, W. T. Logan, N. E. Cain, H. B. Brown, Arnie Sauls, M. F. Sauls, J. L. Tra-
 wick, M. G. Faircloth, L. L. Brown, H. B. Brown, O. W. Jacobs, Huey Batchelor, E. H. Nolen, A. Baker, Chas. Logan, T. S. Jacobs, D. R. Pipkins, W. L. Jacobs, W. J. Jacobs, T. A. Johnston, G. C. Carter, Godwin....., S. R. Pipkins, W. R. Baker, E. D. Jacobs, J. T. Matthews, Lewis Smith, Denis Smith, S. E. Lavender, Joe Thompson, Porter Ziglar, R. H. Snell, J. W. Taylor, D. L. Ragan, James H. Parks, C. A. Davis, A. W. Wilks, Homer Skinner, G. J. Casey, A. J. Goodson, C. L. Goodson, D. H. Towns, J. F. Logan, Wiley Rachel, Crosby Quitman, B. I. Good-

son, Ross Medly, Halford, B. Q., Albert Whitlock, Berry Simmons, Will Campbell, Giff Bradley, Foreman Lucas, J. W. Roland, V. J. Roland, W. A. Jacobs, W. J. Bundrick, Andrew Wilson, Allen Sauls, W. A. Roland, R. H. Nolin, T. H. Nolin, Geo. Batchelor, W. A. Wesson, Geo. Overstreet, W. H. Senn, A. C. Hollis, J. S. Brooks, Henry Condry, A. V. Jacobs, J. Crawford, Oscar Johnson, Lee Franklin, Jim Franklin, Sugerbabe Johnson, Tally Ardis, Fate Matthews, Bob Mintern, T. G. Chapman, W. M. Goodson, Henry Wilson, Joe Leonard, E. E. Hoffman, G. H. Faulk, S. E. Dasinger, Tom Brackin, Homer Horne, Manuel White, D. L. Henderson, Will Jones, A. L. Kelly, J. O. Brackin, Henry McKee, A. D. Brackin, W. M. Roberson, J. T. Smith, W. J. Jones, J. W. Ward, B. B. Kenill, J. L. Hodge, H. L. Facon, Wesley Oliver, W. W. Green, Ellison Woodham, Will Elmore, Colon McKee, J. M. Brackin, Z. Z. Holland, Z. Z. Kirkland, W. A. Quattlebaum, R. V. McAily, A. G. Warren, Peter Herring, Norman Scott, C. F. Hall, P. W. Wilson, C. W. Lewis, I. A. Snell, J. L. Snell, W. C. Deal, Ben Deal, Crawford Deal, Wm. A. Miller, C. M. Lewis, J. C. Carter, Bud Pierson, Henry Tullis, Jim Stuckey, Henry Horn, D. M. Woods, C. W. Roberts, R. W. Sanders, D. C. Peeples, Waymon Tullis, A. F. Davis, Monk Underwood, M. F. Wemms, Ed Horn, Charlie Horn, J. S. Fuqua, William Chapel, C. J. Reynolds, Foy Bivins, Like Underwood, E. D. Robinett, Stanley Helms, Henry Stuckey, Walter Gimore, Charlie Phillips, Marion Pitts, A. H. Scott, L. B. Woodham, J. H. Spivey, C. B. Spivey, Traylor Floyd, Tell Snell, Abry Gullege, Jno. Beauchamp, Embry Key, W. E. Walker, Jim Tew, R. E. Baker, Kirt Wilson, T. W. Kelly, Frank Kelly, I. L. Stephens, Lee Johnston L. L. Lewis, F. L. Phillips, Mike Gassett, Dr. D. P. Mixsom, Geo. Roberts, Bob Roberts, Coy Dykes, T. Dykes, Ed Griffin, A. J. Hagler, Oval Dykes, Arlie Stephens, Lem Barrow, Mixsom Searcy, R. J. Davis, R. T. Stucky, Levy Payne, Harvey McLeod, Joe Payne, Ive McLeod, Alex McLeod, Jr., Cull Martin, Coy Payne, Alex Searcy, Sam Smedley, Levi Grimes, J. A. Payne, Carlton Edwards Graey Gassett, Pate Gassett, Charlie Searcy, Culler Whigham, Lewe Powell, Tom Gardner, Dan Strickland, J. H. McLeod, Hubert McLeod, Shelly McLeod, Homer McLeod, W. H. Searcy, Lee Key, Carey Hagler, C. E. Norris, C. A. Mathison, H. V. Stucky, Marion Rainey, H. B. Hughes, J. O. King, Trawick, Neute Thompson, Marvin Strickland, Major Strickland, Foy Beasley, C. V. Richardson, C. L. Paulk, G. F. Berry, W. A. Parramore, G. A. Tyler, G. L. Tyler, J. B. Philips, Fate Wilson, Nance Wilson, J. C. Keener, J. W. Paul, Will Blasey, J. T. Pryor, L. G. Senn, Crawford Wilson, W. N. Trawick, D. R. Scott, Ro² Allen, H. B. Berry, Geo. Faulk, Len Tyler, Truett Adamson, D. W. Adams, J. W. Adams, Benny Adams, Ellis Paulk, H. A. Brown, Sefus Ellis, Geo. Ellis, W. F.

Baker, Carlie Baker, Jesse Baker, Johnie Truett, William Crawford, John Ingram, Jewe Summers, Ad Moore J. S. Pridgen, Leslie Thompson, Lem Casey, Dewey Williams, Charles Payne, T. A. Tice, E. P. Childree, Barney Childree, M. C. Hix, C. B. McGee, Jesse McKee, Osie McKee, A. T. Brackin, W. C. Ezell, J. L. Stevens, J. H. Dassinger, M. A. Price, Earl B. Kirkland, W. H. Popewell, E. T. Smith, V. C. Smith, M. O. Bruce, C. G. Bruce, Jeary Farmer, J. J. Stell, W. A. McKay, Yancey Sykes, M. W. Wright, M. E. Birge.

With notice and proof thereto attached and herewith exhibited as follows:

NOTICE

Notice is hereby given that the following bill will be introduced in the adjourned regular session of the Legislature which convenes on June 7th, 1927.

A BILL

To Be Entitled An Act to provide for the relief of L. W. Kolb, G. A. Hood, J. H. Tice, H. T. Parker, J. L. Barnes, W. A. McKay, W. C. Barefield, A. L. Mims, M. R. Dean, J. W. Dean, Chas. Thrower, J. W. Dickert, J. M. Covington, A. J. Norton, R. E. Hayes, M. B. Aman, L. F. Head, W. E. Fitzgerald, G. C. Peebles, Houston Power Co., H. L. Andrews, W. O. Thomas, O. W. Metcalf, J. C. Spears, J. S. Baker, C. V. Atkinson, Paul Dickert, D. T. Dickert, J. Norris Weed, W. A. Tharp, J. E. Metcalf, J. W. Spigner, G. S. Vickers, T. L. Weed, W. C. Copeland, A. H. Jackson, Rainer Block Mill, W. E. Fitzgerald, R. L. Andrews, A. L. Howell, Ab Deloney, Parker and Flowers, P. A. Clark, W. H. Deloney, W. L. Dean, C. D. Parker, C. L. Dickert, B. R. Ezell, C. N. Byrd, J. T. Ellis, Payne Bros., Monroe McCraney, J. N. Byrd, C. W. Sherfield, A. D. Dixon, John Carr, Bud Carr, John Hudson, Birt Godwin, Grady Skipper, Malcomb Byrd, W. M. Redd, Wesley Gillian, J. C. Spears, Cody Rogers, Albert Rogers, Mertice Clements, Shellie Morris, B. W. Spears, John Miller, Harris Benson, Ned Byrd, W. A. Bloodsworth, Marvin Andrews, Mose Dawkins, Ach Byrd, Fred Andrews, D. Deloney, Henry Deloney, Melcin Bowman, Charles Byrd, Jr., Sam Willis, Randolph Casey, Lingo Parker, J. M. Bloodsworth, Will Johns, Jas. Helms, D. C. Patrick, G. C. Curenton, Ferrell Strickland, Grady Averett, Alvin Ford, Peter Ezell, W. E. Tyler, John Woodall, Ewell Byrd, Seaborn Bowman, Burney Morris, Curt Peters, Geo. Trotter, Daly Harper, Sylvester Harper, Chester Head, Bryter Byrd, Ralph Speller, Calvin Carr, Bunk Woodham, Henry Blackman, R. G. Newsom, Arch McDonald, Will McSwean, Bud Enell, M. C. Willford, S. H. Williford, Walter Kirk, Henry Jones, G. L. Charles, Calvin Davis, Bud Thompson, Isom Thompson, Bryant Flowers, Homer Nicholson, Oscar Deloney, Pressie Dawkins, Geo. Johnston, Jeff Harris, W. B. Waters, Fred Waters, Jas. F. Waters, A. V. Curentin, L. P. Currentin, E. L. Stokes, J. H. Hughes, A. C. Hughes, Doby Russell, Sandy Walker, W. G. Horn, Legon Curenton, Floyd Martin, Jesse Sillivant, Marvin McDaniel, I. L. Andrews, F. R. Lee, A. J. Andrews, B. F. Patterson, John Andrews, J. W. Wells, W. A. Whigham, Jewell Pouncey, Ed Free, R. J. Pouncey, Len Jones, Thomas Watford Lige Cotton, Bud Wilson, Lester Thompson, J. W. Pridgen, John Griffin, McLean Watford, T. R. Arnett, Joe Akins, M. B. Pridgen, Alex Griffin, Elvin Griffin, Eben Averett, Fred Averett, I. J. Pridgen, Reese Bennett, John Sullivan, Grady Summerlin, Merlin

Matthews, John Watson, Geo. Brown, Everett Brown, L. E. Byrd, Jones Campbell, V. L. McEntyre, L. A. Windham, Dest Faulk, Lemon Brown, O. K. Williams, R. C. Wells, A. T. Windham, O. J. Wells, H. W. Wells, Mathew Lee, D. Edmondson, W. B. Baker, Lone Baker, Oscar Brooks, Wesley Shirah, J. A. Mauldin, Porter Pippin, A. G. Teal, L. A. Akins, Foy Jones, Bonie Wiley, Roser Wiley, J. S. Smith, J. F. Fralish, I. A. Nichols, C. D. Brown, Buck Akins, W. D. Adams, Carl Pouncey, C. J. Pouncey, S. J. Barwick, C. E. Mullins, N. Haynes, Royal A. Clark, Joe Mauldin, C. W. Baker, H. L. Baker, W. E. Blocker, W. T. Logan, N. E. Cain, Arnie Sauls, M. F. Sauls, J. L. Trawick, M. G. Faircloth, L. L. Brown, H. B. Brown, O. W. Jacobs, Huey Batchelor, E. H. Nolen, A. Baker, Chas. Logan, T. S. Jacobs, D. R. Pipkins, W. L. Jacobs, W. J. Jacobs, T. A. Johnston, G. C. Carter, Godwin— S. R. Pipkins, W. R. Baker, E. D. Jacobs, J. T. Matthews, Lewis Smith, Denis Smith, S. E. Lavender, Joe Thompson, Porter Ziglar, R. H. Snell, J. W. Taylor, D. L. Ragan, James H. Parker, C. A. Davis, A. W. Wilks, Homer Skinner, G. J. Casey, A. J. Goodson, C. L. Goodson, D. H. Towns, J. F. Logan, Wiley Rachel, Crosby Quitman, B. I. Goodson, Ross Medly, Hallford, B. Q. Albert Whitlock, Berry Simmons, Will Campbell, Giff Bradley, Foreman Lucas, J. W. Roland, V. J. Roland, W. A. Jacobs, W. J. Bundrick, Andrew Wilson, Allen Sauls, W. A. Roland, R. H. Nolin, T. H. Nolin, Geo. Batchelor, W. S. Wesson, Geo. Overstreet, W. H. Senn, A. C. Hollis, J. S. Brooks, Henry Condry, E. V. Jacobs, J. Crawford, Oscar Johnson, Lee Franklin, Jim Franklin, Sugarbabe Johnson, Tally Ardis, Fate Matthews, Bob Minter, T. G. Chapman, W. M. Goodson, Henry Wilson, Joe Leonard, E. E. Hoffman, G. H. Faulk, S. E. Dassinger, Tom Brackin, Homer Horne, Manuel White, D. L. Henderson, Will Jones, A. L. Kelly, J. O. Brackin, Henry McKee, A. D. Brackin, W. M. Roberson, J. T. Smith, W. J. Jones, J. W. Ward, B. B. Kenill, J. L. Hodge, H. L. Facon, Wesley Oliver, W. W. Green, Ellison Woodham, Will Elmore, Colon McKee, J. M. Brackin, Z. Z. Holland, Z. Z. Kirkland, W. A. Quattlebaum, R. V. McAily, A. G. Warren, Peter Herring, Norman Scott, C. F. Hall, P. W. Wilson, C. W. Lewis, I. A. Snell, J. L. Snell, W. C. Deal, Ben Deal, Crawford Deal, Wm. A. Miller, C. M. Lewis, J. C. Carter, Bud Pierson, Henry Tullis, Jim Stucky, Henry Horn, D. M. Woods, C. W. Roberts, R. W. Sanders, D. C. Peebles, Waymon Tullis, A. F. Davis, Monk Underwood, M. J. Weems, Ed Horn, Charlie Horn, J. S. Fuqua, William Chapel, C. J. Reynolds, Foy Bivins, Like Underwood, E. D. Robinett, Stanley Helms, Henry Stuckey, Walter Gilmore, Charlie Phillips, Marion Pitts, A. H. Scott, L. B. Woodham, J. H. Spivey, C. B. Spivey, Trailor Floyd, Tell Snell, Obry Gullege, Jno. Beauchamp, Embry Key, W. E. Walker, Jim Tew, R. E. Baker, Kirt Wilson, T. W. Kelly, Frank Kelly, I. L. Stephens, Lee Johnston, L. L. Lewis, F. L. Phillips, Mike Gassett, Dr. D. P. Mixson, Geo. Roberts, Bob Roberts, Coy Dykes, T. Dykes, Ed Griffin, A. J. Hagler, Oval Dykes, Arlie Stephens, Lem Barrow, Mixon Searcy, R. J. Davis, R. T. Stucky, Levy Payne, Harvey McLeod, Joe Payne, Ive McLeod, Alex McLeLod, Jr., Cull Martin, Coy Payne, Alex Searcy, Sam Smedley, Levi Grimes, J. A. Payne, Carlton Edwards, Grady Gassett, Pate Gassett, Charlie Searcy, Cullen Whigham, Lewe Powell, Thom Gardner, Dan Strickland, J. H. McLeod, Hubert McLeod, Shelly McLeod, Homer McLeod, W. H. Searcy, Lee Key, Carey Hagler, C. E. Norris, C. A. Mathison, H. V. Stucky, Marion Rainey, H. B. Hughes, J. O. King, Trawick, Neute Thompson, Marvin Strickland, Major Strickland, Foy Beasley, C. V. Richardson, C. L. Paulk, G. F. Berry, W. A. Paramore, G. A. Tyler, G. L. Tyler, J. B. Phillips, Fate Wilson, Nance Wilson, J. C. Keener, J. W. Paul, Will Blasey, J. T. Pryor, L. G. Senn, Crawford Wilson, W. N. Trawick, D. R. Scott, Roe Allen, H. B. Berry, Geo. Faulk, Len Tyler, Truett Adamson, D. W. Adams, J. W. Adams, Benny Adams, Ellis Paulk,

H. A. Brown, Sefus Ellis, Geo. Ellis, W. F. Baker, Carlie Baker, Jesse Baker, Johnie Truett, William Crawford, John Ingram, Jewe Summers, Ad Moore, J. S. Pridgen, Leslie Thompson, Lem Casey, Dewey Williams, Charles Payne, T. A. Tice, E. P. Childree, Barney Childree, M. C. Hix, C. B. McGee, Jesse McKee, Osie McKee, A. T. Brackin, W. C. Ezell, J. L. Stevens, J. H. Dassinger, M. A. Price, Early B. Kirkland, W. H. Popewell, E. T. Smith, V. C. Smith, M. O. Bruce, C. G. Bruce, Jeary Farmer, J. J. Stell, W. A. McKay, Yancey Sykes, M. W. Wright, M. E. Birge.

Be it Enacted by the Legislature of Alabama:

That, whereas, the following named persons have paid the amounts set opposite their names under and by virtue of an Act of the Legislature of Alabama entitled "An Act to Provide for the Collection of a per capita road tax and for a license tax on all vehicles, including vehicles propelled by animals, electricity, gasoline, or other power whatsoever, to be used for the maintenance, building, upkeep and repair of public roads and bridges in Dale County, Alabama; to prescribe the manner and means of raising or collecting such tax; to provide for and regulate the working, building, maintenance, and upkeep of the public roads and bridges and to provide and fix penalties for the violation of the provisions and purposes of this Act," approved September 26, 1923:

And Whereas, it was agreed among the citizens and the Court of County Commissioners of Dale County, after the sums hereinafter named had been collected from tax payers of Dale County hereinafter named, who constituted but a small minority of all the tax payers at that time subject to the payment of said taxes, that said act should not be further enforced, and that no further taxes should be collected thereunder; and therefore said act was not further enforced and no further taxes were collected thereunder:

Now Therefore, said County of Dale, The Court of County Commissioners, the Probate Judge and the County Depository of said County, are hereby authorized, empowered and directed to refund to said persons named below, without interest the amounts paid by them and set opposite their names respectively, viz: L. W. Kolb, \$15.00; G. A. Hood, \$15.00; J. H. Tice, \$15.00; H. T. Parker, \$15.00; J. L. Barnes, \$15.00; W. A. McKay, \$15.00; W. C. Barefield, \$15.00; A. L. Mims, \$15.00; M. R. Dean, \$15.00; J. W. Dean, \$15.00; Chas. Thrower, \$15.00; J. W. Dickert, \$15.00; J. M. Covington, \$15.00; A. J. Norton, \$15.00; R. E. Hayes, \$15.00; M. B. Aman, \$15.00; L. F. Head, \$15.00; W. E. Fitzgerald, \$15.00; G. C. Peebles, \$15.00; Houston Power Co., \$15.00; H. L. Andrews, \$15.00; W. O. Thomas, \$15.00; O. W. Metcalf, \$15.00; J. S. Baker, \$15.00; C. V. Atkinson, \$15.00; Paul Dickert, \$15.00; D. T. Dickert, \$15.00; J. Norris Weed, \$15.00; W. A. Tharp, \$15.00; J. E. Metcalf, \$15.00; J. W. Spigner, \$7.50; G. S. Vickers, \$7.50; T. L. Weed, \$7.50; W. C. Copeland, \$15.00; A. H. Jackson, \$15.00; Rainer Block Mill \$15.00; W. E. Fitzgerald, \$15.00; R. L. Andrews, \$15.00; A. L. Howell, \$15.00; Ab Deloney, \$5.00; Parker and Flowers, \$25.00; P. A. Clark, \$15.00; W. H. Deloney, \$5.00; W. L. Dean, \$15.00; C. D. Parker, \$5.00; C. L. Dickert, \$15.00; B. R. Ezell, \$5.00; C. N. Byrd, \$15.00; J. T. Ellis, \$5.00; Payne Bros. \$15.00; Monroe McCraney, \$7.50; J. N. Byrd, \$7.50; C. W. Sheffield, \$7.50; A. D. Dixon, \$7.50; John Carr, \$7.50; Bud Carr, \$7.50; John Hudson, \$7.50; Birt Godwin, \$7.50; Grady Skipper, \$7.50; Malcomb Byrd, \$7.50; M. W. Redd, \$7.50; Wesley Gillian, \$7.50; J. C. Spears, \$7.50; Cody Rogers, \$7.50; Albert Rogers, \$7.50; Mertice Clements, \$7.50; Shellie Morris, \$7.50; B. W. Spears, \$7.50; John Miller, \$7.50; Harris Benson, \$7.50; Ned Byrd, \$7.50; W. A. Bloodsworth, \$5.00; Marvin Andrews, \$5.00; Mose Dawkins, \$5.00; Ach Byrd, \$5.00; Fred Andrews, \$5.00; D. Deloney, \$5.00; Henry Deloney, \$5.00; Melvin Bowman, \$5.00; Charles Byrd, Jr., \$5.00; Sam Willis, \$5.00; Randolph Casey, \$5.00; Lingo Parker, \$5.00; J. M. Bloodsworth, \$5.00; Will Johns,

\$5.00; Jas. Helms, \$5.00; D. C. Patrick, \$5.00; G. C. Currenton, \$5.00; Ferrell Strickland, \$5.00; Grady Averett, \$5.00; Alvin Ford, \$5.00; Peter Ezell, \$5.00; W. E. Tyler, \$5.00; John Woodall, \$5.00; Ewell Byrd, \$5.00; Seaborn Bowman, \$5.00; Barney Morris, \$5.00; Curt Peters, \$5.00; Geo. Trotter, \$5.00; Daly Harper, \$5.00; Sylvester Harper, \$5.00; Chester Head, \$5.00; Bryter Byrd, \$5.00; Ralph Speller, \$5.00; Calvin Carr, \$5.00; Bunk Woodham, \$5.00; Henry Blackman, \$5.00; R. G. Newson, \$5.00; Arch McDonald, \$5.00; Will McSwean, \$5.00; Bud Snell, \$5.00; M. C. Williford, \$5.00; S. H. Williford, \$5.00; Walter Kirk, \$5.00; Henry Jones, \$5.00; G. L. Charles, \$5.00; Calvin Davis, \$5.00; Bud Thompson, \$5.00; Isom Thompson, \$5.00; Bryant Flowers, \$5.00; Homer Nicholson, \$5.00; Oscar Deloney, \$5.00; Pressie Dawkins, \$5.00; Geo. Johnston, \$5.00; Jeff Harris, \$5.00; W. B. Waters, \$7.50; Fred Waters, \$7.50; Jas L. Waters, \$7.50; A. V. Curentin, \$7.50; L. P. Curentin, \$7.50; E. L. Stokes, \$7.50; J. H. Hughes, \$5.00; A. C. Hughes, \$5.00; Doby Russell, \$5.00; Sandy Walker, \$5.00; W. G. Morn, \$5.00; Legon Curenton, \$5.00; Floyd Martin, \$5.00; Jesse Silivant, \$5.00; Marvin McDaniel, \$5.00; I. L. Andrews, \$7.50; F. R. Lee, \$7.50; A. J. Andrews, \$7.50; B. F. Patterson, \$7.50; John Andrews, \$7.50; J. W. Wells, \$7.50; W. A. Whigham, \$7.50; Jewell Pouncey, \$5.00; Ed Free, \$5.00; R. J. Pouncey, \$5.00; Len Jones, \$5.00; Thomas Watford, \$5.00; Lige Cotton, \$5.00; Bud Wilson, \$5.00; Lester Thompson, \$5.00; J. W. Pridgen, \$5.00; John Griffin, \$5.00; McLean Watford, \$5.00; T. R. Arnett, \$5.00; Joe Akins, \$5.00; M. B. Pridgen, \$5.00; Alex Griffin, \$5.00; Alvin Griffin, \$5.00; Eben Averett, \$5.00; Fred Averett, \$5.00; I. J. Pridgen, \$5.00; Reese Bennett, \$5.00; John Sullivan, \$5.00; Grady Summerlin, \$5.00; Merlin Matthews, \$5.00; John Watson, \$5.00; Geo. Brown, \$5.00; Everett Brown, \$5.00; L. E. Byrd, \$5.00; Jones Campbell, \$5.00; V. L. McEntyre, \$5.00; L. A. Windham, \$5.00; Dest Faulk, \$5.00; Lemon Brown, \$5.00; O. K. Williams, \$5.00; R. C. Wells, \$5.00; A. T. Windham, \$5.00; O. J. Wells, \$5.00; H. W. Wells, \$5.00; Matthew Lee, \$5.00; D. Edmondson, \$5.00; W. R. Baker, \$5.00; Lonie Baker, \$5.00; Oscar Brooks, \$5.00; Wesley Shirah, \$5.00; J. A. Mauldin, \$5.00; Porter Pippin, \$5.00; A. G. Teal, \$5.00; L. A. Akins, \$5.00; Foy Jones, \$5.00; Bonnie Wiley, \$5.00; Roser Wiley, \$5.00; J. S. Smith, \$5.00; J. F. Fralish, \$5.00; I. A. Nichols, \$5.00; C. D. Brown, \$5.00; Buck Akins, \$5.00; W. D. Adams, \$5.00; Carl Pouncey, \$5.00; C. J. Pouncey, \$5.00; S. J. Barwick, \$7.50; C. E. Mullins, \$7.50; N. Haynes, \$5.00; Royal A. Clark, \$5.00; Joe Mauldin, \$7.50; C. W. Baker, \$7.50; H. L. Baker, \$7.50; W. E. Blocker, \$7.50; W. T. Logan, \$7.50; N. E. Cain, \$7.50; Arnie Sauls, \$7.50; M. F. Sauls, \$7.50; J. L. Trawick, \$7.50; M. G. Faircloth, \$7.50; L. L. Brown, \$7.50; H. B. Brown, \$7.50; O. W. Jacobs, \$7.50; Huey Batchelor, \$7.50; E. H. Nolen, \$7.50; A. Baker, \$7.50; Chas. Logan, \$7.50; T. S. Jacobs, \$7.50; D. R. Pinkins, \$7.50; W. L. Jacobs, \$7.50; W. J. Jacobs, \$7.50; T. A. Johnston, \$7.50; G. C. Carter, \$7.50; Godwin, \$7.50; S. R. Pipkins, \$7.50; W. R. Baker, \$7.50; E. D. Baker, \$7.50; J. T. Matthews, \$7.50; Lewis Smith, \$7.50; Denis Smith, \$7.50; S. E. Lavender, \$7.50; Joe Thompson, \$7.50; Porter Ziglar, \$7.50; R. H. Snell, \$7.50; J. W. Taylor, \$5.00; D. L. Ragan, \$5.00; James H. Parks, \$5.00; C. A. Davis, \$5.00; A. W. Wilks, \$5.00; Homer Skinner, \$5.00; G. J. Casey, \$5.00; A. J. Goodson, \$5.00; C. L. Goodson, \$5.00; D. H. Towns, \$5.00; J. F. Logan, \$5.00; Wiley Rachel, \$5.00; Crosby Quitman, \$5.00; B. I. Goodson, \$5.00; Ross Medly, \$5.00; Hallford, B. Q. \$5.00; Albert Whitlock, \$5.00; Berry Simmons, \$5.00; Will Campbell, \$5.00; Cliff Bradley, \$5.00; Foreman Lucus, \$5.00; J. W. Roland, \$5.00; V. J. Roland, \$5.00; W. A. Jacobs, \$5.00; W. J. Bundrick, \$5.00; Andrew Wilson, \$5.00; Allen Sauls, \$5.00; W. A. Roland, \$5.00; R. H. Nolin, \$5.00; T. H. Nolin, \$5.00; George Batchelor, \$5.00; W. S. Wesson, \$5.00; Geo. Overstreet, \$5.00; W. H. Senn, \$5.00; A. C. Hollis, \$5.00; J. S. Brooks, \$5.00; Henry Condry, \$5.00;

E. V. Jacobs, \$5.00; J. Crawford, \$5.00; Oscar Johnson, \$5.00; Lee Franklin, \$5.00; Jim Franklin, \$5.00; Sugarbabe Johnson, \$5.00; Tally Ardis, \$5.00; Fate Matthews, \$5.00; Bob Minter, \$5.00; T. G. Chapman, \$5.00; W. M. Goodson, \$5.00; Henry Wilson, \$5.00; Joe Leonard, \$5.00; E. E. Hoffman, \$7.50; G. H. Faulk, \$7.50; S. E. Dassinger, \$7.50; Tom Brackin, \$7.50; Homer Horne, \$7.50; Manuel White, \$7.50; D. L. Henderson, \$7.50; Will Jones, \$7.50; A. L. Kelly, \$5.00; J. O. Brackin, \$5.00; Henry McKee, \$5.00; A. D. Brackin, \$5.00; W. M. Roberson, \$5.00; J. T. Smith, \$5.00; W. J. Jones, \$5.00; J. W. Ward, \$5.00; B. B. Kennill, \$5.00; J. L. Hodge, \$5.00; H. L. Facon, \$5.00; Wesley Oliver, \$5.00; W. W. Green, \$5.00; Ellison Woodham, \$5.00; Will Elmore, \$5.00; Colon McKee, \$5.00; J. M. Brackin, \$5.00; Z. Z. Holland, \$5.00; Z. Z. Kirkland, \$5.00; W. A. Quattlebaum, \$5.00; R. V. McAily, \$5.00; A. G. Warren, \$5.00; Peter Herring, \$5.00; Norman Scott, \$5.00; C. F. Hall, \$5.00; P. W. Wilson, \$5.00; C. W. Lewis, \$5.00; I. A. Snell, \$7.50; J. L. Snell, \$7.50; W. C. Deal, \$7.50; Ben Deal, \$7.50; Crawford Deal, \$7.50; Wm. A. Miller, \$7.50; C. M. Lewis, \$5.00; J. C. Carter, \$7.50; Bud Pierson, \$7.50; Henry Tullis, \$7.50; Jim Stucky, \$7.50; Henry Horn, \$7.50; D. M. Woods, \$7.50; C. W. Roberts, \$7.50; R. W. Sanders, \$7.50; D. C. Peebles, \$7.50; Wayon Tullis, \$7.50; A. F. Davis, \$7.50; Monk Underwood, \$7.50; M. J. Weems, \$7.50; Ed Horn, \$7.50; Charlie Horn, \$7.50; J. S. Fuqua, \$7.50; William Chapel, \$7.50; C. J. Reynolds, \$7.50; Foy Bivins, \$7.50; Like Underwood, \$7.50; E. D. Robinett, \$7.50; Stanley Helms, \$7.50; Henry Stucky, \$7.50; Walter Gilmore, \$7.50; Charlie Phillips, \$7.50; Marion Pitts, \$7.50; A. H. Scott, \$5.00; L. B. Woodham, \$5.00; J. H. Spivey, \$5.00; C. B. Spivey, \$5.00; Trailor Floyd, \$5.00; Tell Sell, \$5.00; Obry Gullege, \$5.00; John Beauchamp, \$5.00; Embry Key, \$5.00; W. E. Walker, \$5.00; Jim Tew, \$5.00; R. E. Baker, \$7.50; Kirt Wilson, \$7.50; T. W. Kelly, \$7.50; Frank Kelly, \$7.50; I. L. Stephens, \$5.00; Lee Johnston, \$5.00; L. L. Lewis, \$5.00; F. L. Phillips, \$5.00; Mike Gassett, \$5.00; Dr. D. P. Mixon, \$5.00; Geo. Roberts, \$5.00; Bob Roberts, \$5.00; Coy Dykes, \$5.00; T. Dykes, \$5.00; Ed Griffin, \$5.00; A. G. Hagler, \$5.00; Oval Dykes, \$5.00; Arlie Stephens, \$5.00; Lem Barrow, \$5.00; Mixon Searcy, \$5.00; R. J. Davis, \$5.00; R. T. Stuckey, \$5.00; Levy Payne, \$5.00; Harvey McLeod, \$5.00; Joe Payne, \$5.00; Ivey McLeod, \$5.00; Alex McLeod, Jr., \$5.00; Cull Martin, \$5.00; Coy Payne, \$5.00; Alex Searcy, \$5.00; Sam Smedley, \$5.00; Levi Grimes, \$5.00; J. A. Payne, \$5.00; Carlton Edwards, \$5.00; Grady Gassett, \$5.00; Pate Gassett, \$5.00; Charlie Searcy, \$5.00; Cullen Whigham, \$5.00; Lew Powell, \$5.00; Tom Gardner, \$5.00; Dan Strickland, \$5.00; J. H. McLeod, \$5.00; Hubert McLeod, \$5.00; Shelley McLeod, \$5.00; Homer McLeod, \$5.00; W. H. Searcy, \$5.00; Lee Key, \$5.00; Carey Hagler, \$5.00; C. E. Norris, \$5.00; C. A. Mathison, \$5.00; H. V. Stucky, \$5.00; Marion Rainey, \$5.00; H. B. Hughes, \$5.00; J. O. King, \$7.50; Trawick, \$7.50; Neute Thompson, \$7.50; Marvin Strickland, \$7.50; Major Strickland, \$7.50; Foy Beasley, \$7.50; C. V. Richardson, \$7.50; C. L. Paulk, \$7.50; G. F. Berry, \$5.00; W. A. Parramore, \$5.00; G. A. Tyler, \$5.00; G. L. Tyler, \$5.00; J. B. Phillips, \$5.00; Fate Wilson, \$5.00; Nance Wilson, \$5.00; J. C. Keener, \$5.00; J. W. Paul, \$5.00; Will Blasey, \$5.00; J. T. Pryor, \$5.00; L. G. Senn, \$5.00; Crawford Wilson, \$5.00; W. N. Trawick, \$5.00; D. R. Scott, \$5.00; Roe Allen, \$5.00; H. B. Berry, \$5.00; Geo. Faulk, \$5.00; Len Tyler, \$5.00; Truett Adamson, \$5.00; D. W. Adams, \$5.00; J. W. Adams, \$5.00; Benny Adams, \$5.00; Ellis Paulk, \$5.00; H. A. Brown, \$5.00; Sefus Ellis, \$5.00; Geo. Ellis, \$5.00; W. F. Baker, \$5.00; Charlie Baker, \$5.00; Jesse Baker, \$5.00; Johnnie Truett, \$5.00; William Crawford, \$5.00; John Ingram, \$5.00; Jewe Summers, \$7.50; Ad Moore, \$5.00; J. S. Pridgen, \$7.50; Leslie Thompson, \$5.00; Lem Casey, \$5.00; Dewey Williams, \$5.00; Charles Payne, \$5.00; T. A. Tice, \$5.00; E. P. Childree, \$5.00; Barney Childree, \$5.00; M. C. Hix, \$5.00; C. B. McGee, \$5.00; Jesse Mc-

Kee, \$5.00; Osie McKee, \$5.00; A. T. Brackin, \$5.00; W. C. Ezell, \$5.00; J. L. Stevens, \$5.00; J. H. Dassenger, \$5.00; M. A. Price, \$5.00; Early B. Kirkland, \$5.00; W. H. Popewell, \$5.00; E. T. Smith, \$5.00; V. C. Smith, \$5.00; M. O. Bruce, \$5.00; C. G. Bruce, \$5.00; Jeary Farmer, \$5.00; J. J. Steel, \$5.00; W. A. McKay, \$5.00; Yancey Sykes, \$5.00; M. W. Wright, \$5.00; M. E. Birge, \$5.00.

Chas. O. Stokes,

THE STATE OF ALABAMA,
Dale County.

I, Jesse B. Adams, Editor of The Southern Star, a weekly newspaper published at Ozark, Dale County, Alabama, do hereby state under oath that the annexed printed clipping is a true copy of the publication in said newspaper, clipped from one of the original issues of said newspaper and that the words and figures embraced therein appeared in said newspaper for four consecutive weeks on the following dates, to-wit: May 18th, May 25th, June 1st, and June 8th, 1927.

Jesse B. Adams,
Editor The Southern Star.

Subscribed and sworn to before me this the 20th day of June, 1927.

Chas. O. Stokes,
Notary Public Dale County, Ala.

J. E. Speight,
Secretary.

SENATE MESSAGE

The Senate Bills, the titles to which are set out in the above and foregoing Message from the Senate were severally read one time and referred to appropriate Standing Committee as follows:

Local Legislation: S. 166; S. 197; S. 254; S. 291; S. 292.

WITHDRAWAL OF RESOLUTION

Mr. Hughes asked the unanimous consent of the House to withdraw H. J. R. 71. Unanimous consent of the House was given and the H. J. R. 71 was withdrawn from the House.

CERTIFICATE OF CLERK

To the House of Representatives:

I hereby certify that the bills and H. J. R. hereinafter mentioned were delivered to the Executive Department on the dates and hours named and that I hold the receipt of the Executive Department for same.

Delivered to Governor at 3:25 P. M. on June 28, 1927.

H. 22.

H. 84.

H. 107.

H. 307.

H. 364.

H. 176.

ADJOURNMENT.

On motion of Mr. Rogers of Mobile the House, in accordance with a Senate Joint Resolution heretofore adopted, the House adjourned until Friday July 1st, 1927 at ten o'clock A. M.

TWENTY-SEVENTH DAY

House of Representatives,
Montgomery, Alabama.
Friday July 1st, 1927.

The House met pursuant to adjournment.

PRAYER

The session was opened with Prayer by Rev. Mr. Hollis of the House.

ROLL CALL

On a call of the roll of the House the following members answered to their names:

Messrs:			
Mr. Speaker	Goode	Luck	Rogers (Mobile)
Adcock	Goodwyn	McAdory	St. John
Allen	Graves	Martin	Sanders (Conecuh)
Anderson	Green	Matthews	Sanders (Pike)
Ashcraft	Grove	Merrill	Sanderson
Baldwin	Gullatt	Miller (Marengo)	Shepherd
Bartlett	Guy	Miller (Sumter)	Shivers
Beebe	Hampton	Molette	Simpson
Brunson	Harwood	Monk	Smith
Bryant	Hawkins	Morrow	Starnes
Burns	Hightower	Mullen	Stephens
Byars	Hollis	Nipper	Stewart (Bibb)
Cannon	Howard	Norman	Stewart (Calhoun)
Carter	Howell	Owens	Thompson
Christian	Hubbard	Parish	Tompkins
Cockrell	Hughes	Patterson	Tunstall
Cook	Jeter	Pegues	Vickers
Darden	Johnson	Pitts	Waddell
Deloney	Jones (Bullock)	Poole	Wallace
Denson	Jordan (Etowah)	Powell	Ward (Geneva)
Desear	Jordan (Washington)	Quillin	Ward (Tuscaloosa)
Edmundson	Kirkpatrick	Rankin	Ware
Edwards	Langdon	Reeder	Webb
Fite	Lawler	Ringer	Weldon
Frey	Lee	Rivers	Winn
Golson	Lovelace	Rogers (Elmore)	

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A quorum was present.

REPORT OF STANDING COMMITTEE ON REVISION OF THE JOURNAL

Mr. Speaker:

Your standing committee on Revision of the Journal begs leave to report that said committee has carefully examined the Journal of the House for the 26th legislative day, and finds same correct.

R. G. Langdon,
Chairman.

The report of the committee was concurred in and adopted and the Journal for the 26th legislative day was approved.

LEAVE OF ABSENCE

Was granted to Messrs. Burleson, Jones of Cleburne, Moxley.

REPORT OF STANDING COMMITTEE ON ENROLLED BILLS

Mr. Speaker:

Your Standing Committee on Enrolled Bills reports that it has examined the following House Bills:

H. 129. To provide for the election of a county superintendent of education for Choctaw County, Alabama, to fix his term of office, to prescribe his salary and the manner of payment, to provide for his giving bond, to define his qualifications, powers and duties and to provide for appointment or election of his successor in office.

Also:

H. 138. To create a State Service Commissioner, and to fix the duties and compensation of such commissioner, and to make an appropriation to carry out the purpose of this Act.

Also:

H. 340. To authorize and provide for the issuance and sale of State bonds for the purpose of constructing, improving, repairing and maintaining public roads, highways and bridges as authorized by the constitutional amendment known as Article XXA of the Constitution of Alabama.

And find same correctly enrolled.

Robt. B. Harwood,
Chairman.

SIGNING OF BILLS

The Speaker of the House in the presence of the House, immediately after the titles had been publicly read by the Clerk, the reading at length having been dispensed with by a two-thirds vote of a quorum present, signed the Bills, the titles to which are set out in the above and foregoing report of the Standing Committee on Enrolled Bills.

RESOLUTIONS

The following resolutions were introduced:

By Mr. Stephens:

H. R. 77. Be it resolved by the House of Representatives that House Resolution No. 8 be amended so as to read as follows:

That beginning with the next Legislative Day, the Clerk of the House shall have printed what is commonly called "First Readings" and have the same distributed to the members of the House daily; said "First Readings" Calendar to contain only those bills which were introduced in the preceding Legislative Day.

Rules.

By Mr. Denson:

H. R. 78. Resolved by the House that H. B. 473. To authorize and regulate the organization of fraternal benefit societies into stock life insurance companies or mutual life insurance companies.

Be made a special paramount, continuing, order for the 29th Legislative Day immediately after the reports of Standing Committees, and resolved further that H. 538: To authorize the issuance of contingent endowment "contracts of insurance by life insurance companies and fraternal benefit societies; and to provide for the maintenance of reserves thereon.

Be made a special paramount, continuing order for the 29th Legislative Day immediately after the reports of Standing Committees.

Rules.

By Mr. Fite:

H. J. R. 79. Resolved by the House, Senate concurring, that when the two houses adjourn today they adjourn to re-convene on Wednesday, July 6th, 1927.

Rules.

By Mr. Poole:

H. R. 80. Resolved that House Bill No. 391 and H. B. 675 be made a special paramount continuing order for the 29th Legislative Day immediately after the reports of Committees.

Rules.

INTRODUCTION OF BILLS.

On a call of Counties Bills were introduced, severally read one time and referred to appropriate Standing Committee as follows:

By Mr. Johnson (With notice and proof):

H. 709. To provide for the election of a County Superintendent of Education for Clarke County, Alabama; to fix his

term of office; to prescribe his salary and the manner of payment; to provide for his giving bond; to define his qualifications; powers and duties and to provide for appointment or election of his successor in office; and to provide for filling any vacancies occurring in said office prior to July 1, 1929.

Local Legislation.

Notice and Proof H. 709:

THE STATE OF ALABAMA,

Clarke County.

Before me, John E. Adams, a Notary Public in and for said county and state, appeared G. A. Carleton, known to me to be publisher of the Clarke County Democrat, a newspaper published at Grove Hill, Clarke County, Ala., who, being duly sworn, states that the attached notice was published in said newspaper in its issues of June 2, 9, 16, 23, 1927.

G. A. Carleton.

Sworn to and subscribed before me, this the 24th day of June, 1927.

John E. Adams,

(Seal)

Notary Public, Clarke Co., Ala.

NOTICE

Notice is hereby given that a bill will be introduced at the next regular session of the Legislature of Alabama to provide for the election of a County Superintendent of Education by the qualified electors of Clarke County, to fix his term of office to prescribe his salary and manner of payment, to define his qualifications, powers and duties, to provide for filling vacancies in said office by appointment by the Governor, to require his giving bond in the sum of \$10,000.00 with a surety company qualified to do business in this State, the premium to be paid by the County.

The object of this bill is to give to the people of Clarke County the right to elect their Superintendent of Education, to fix his salary at \$2,400.00 per year. Said Superintendent shall be allowed to incur expenses necessary to the performance of his official duties to an amount not exceeding fifty dollars in any one month. Claim for such expenses shall be itemized and sworn to and shall be supported by receipts and vouchers thereto attached, and shall be allowed only on order of payment by the County Board of Education. The salary of said Superintendent to be paid from such school funds of the County as are legally available for such purpose.

J. T. Johnson.

By Mr. Bartlett:

H. 710. "An Act to repeal Section 6269 of the Code of Alabama."

Revision of Laws.

By Mr. Brunson (By request):

H. 711. To amend Sections 10140, 10141, 10142, 10148, 10150, and 10152.

Revision of Laws.

By Mr. Edmundson (With Notice and Proof):

H. 712. To establish a Board of Commissioners for Jefferson County, Alabama: to prescribe its powers and duties; to fix

compensation of its members; to designate by name the first members to serve hereunder and to fix their respective terms of office; to provide for his or their successor or successors in office and to fix their respective terms of office; to abolish the Board of Revenue, the office of County Treasurer and the office of Coroner of said County.

Rules.

H. 712. Notice and Proof:

NOTICE

Notice is hereby given that the following bill will be introduced at the next session of the Legislature of Alabama which convenes on June 7th, 1927:

A BILL

To be entitled An Act to establish a Board of Commissioners for Jefferson County, Alabama; to prescribe its powers and duties; to fix the compensation of its members; to designate by name the first members to serve hereunder and to fix their respective terms of office; to provide for his or their successor or successors in office and to fix their respective terms of office; to abolish the Board of Revenue, the office of County Treasurer and the office of Coroner of said County.

Be it enacted by the Legislature of Alabama:

Section 1. That there is hereby established a board consisting of three members, to be called the Board of Commissioners of Jefferson County, Alabama. The said board shall by majority vote of its membership, after qualifying under the provisions of this Act, elect one of its number as President thereof. They shall also elect some suitable person as Secretary thereof.

Section 2. The said Board of Commissioners shall consist of the following persons, to-wit, Crawford Johnson, Sr., W. W. Crawford, Sr., and R. B. Evins, whose terms of office shall be as follows: Crawford Johnson, Sr. shall hold office under this Act until the first Monday after the general election in November, 1928, at which time his successor shall be elected, and every six years thereafter there shall be elected at the general election in said County, a person to hold such office, W. W. Crawford, Sr., shall hold office under this Act until the first Monday after the general election in November, 1930, at which time his successor shall be elected, and every six years thereafter there shall be elected at the general election in said County a person to hold such office. R. B. Evins shall hold office under this Act until the first Monday after the general election in November, 1932, at which time his successor shall be elected, and every six years thereafter there shall be elected at the general election in said County a person to hold such office.

Section 3. Any vacancy which may occur on said Board of Commissioners shall be filled by appointment by the Governor, and such appointee shall hold office for the unexpired term of the member he may be appointed to succeed.

Section 4. There is hereby abolished the Board of Revenue of said County, and the office of Coroner of said County, and the office of County Treasurer of said County.

Section 5. Said Board of Commissioners shall have all the jurisdiction and all the powers which are now vested by law in the Board of Revenue of said County and all the powers, which are now or may hereafter be

vested by law in Courts of County Commissioners or Boards of Revenue by general enactment. They shall also have all the jurisdiction and all the powers now possessed by the County Treasurer of said County; provided, however, that the said Board of Commissioners, on the first of January of each year, shall designate a reputable, solvent bank or banks as County depository for that year, for the safekeeping and proper disbursement of the County's funds. Such depository so selected shall pay interest of not less than 3% on daily balances of the County's funds on hand, and shall give such reasonable bond for the protection of the County's interests as the Board of Commissioners may see fit. Upon any depository being designated as herein provided, such depository shall have the right to deposit of all County funds, including those collected by the Tax Collector, and it shall be the duty of the Tax Collector to deposit all public funds collected by him in such depository. All funds received as interest on the County's funds shall be paid into and become a part of the public school funds, to be expended as now provided by law. Said Board of Commissioners shall also have all the jurisdiction and all the powers now possessed by the Coroner of said County; provided, however, that it shall be entirely optional with the Board of Commissioners as to whether they will continue the functions of the office of Coroner. It is the purpose of this Act to allow the Board of Commissioners to discontinue entirely the functions of the Coroner's office if they see fit to do so.

Section 6. The Board of Commissioners shall have authority to hire an attorney and such other assistants as it may need, and shall have authority to fix their salaries, which shall be paid as salaries of other County employees are now paid.

Section 7. The Board of Commissioners, in addition to any other authority possessed by it, shall also have the power and authority to hire all other subordinate employees and deputies of the County in the following offices: Probate Judge, Tax Collector, Tax Assessor, Jury Commission, Election Commissioner or Board of Registrars, Clerk Criminal Division of the Circuit Court, Clerk Civil Division of the Circuit Court, Registrar in Chancery, Sheriff, bailiffs in the Circuit Courts, Clerks or deputy Clerks in the Circuit Courts and clerks in the two divisions of the Municipal Courts of Birmingham, Jefferson County Court of Misdemeanors, Inferior Court of Ensley, Inferior Court of Bessemer, and any other office or court which may hereafter be created in said County. Said Board shall also have authority to fix the number of such employees and prescribe their salaries. It shall also have control over the actions of all bailiffs and deputy clerks serving the various Judges of the Circuit Courts, and shall have power when not otherwise engaged, to require them to perform such services for the Sheriff as the Sheriff and the Board may deem necessary to the public welfare and for the enforcement of law, as well as the service of Court process.

Section 8. All general laws hereafter enacted by the Legislature of Alabama in relation to the jurisdiction, powers, authority or duties of County Commissioners, County Board of Revenue, County Treasurers or Coroners shall apply to the Board of Commissioners provided for in this Act for Jefferson County.

Section 9. No member of the Board of Commissioners shall be directly or indirectly interested in any contract for the building, repair or improvement of any roads, bridges, public buildings or other public works, or for the furnishing to the County of any material therefor, or for the furnishing of supplies to any officer, contractor or subcontractors, of any nature or sort, including stationery, books, automobiles, gasoline, tires or any other commodity or article payment for which is or may be authorized out of County funds. And any member of said Board violating the provisions of

this section shall be subject to impeachment, and may also, upon conviction, be assessed a fine not exceeding one thousand dollars.

Section 10. The members of the Board of Commissioners shall, before entering upon the duties of office, take an oath to be administered by the Probate Judge to faithfully perform the duties of their office.

Section 11. The members of the Board of Commissioners shall each receive a salary of six (\$6,000) thousand dollars per annum, payable at the rate of five hundred (\$500.00) dollars per month, to be paid out of the County Treasury on certificates or warrants signed by the President of the Board. The President of the Board of Commissioners shall also sign all other certificates or warrants drawn for payment on the County Treasury which are now required to be signed by the Chairman or President of the Board of Revenue of said County.

Section 12. This Act shall take effect immediately upon its approval by the Governor, and all laws and parts of laws in conflict herewith are expressly repealed. And if any section or clause of this Act shall be held unconstitutional, such invalidity shall not affect the constitutionality of any other section or clause herein contained.

STATE OF ALABAMA,

County of Jefferson.

Before me, the undersigned authority, in and for the county and State, aforesaid personally appeared George M. Howle, editor of The Weekly Call, a weekly newspaper published in said state and county, who, being by me first duly sworn deposes and says that the notice a true copy of which is hereto attached was published in The Weekly Call, once a week for Four consecutive weeks, commencing on May 28th, 1927.

Geo. M. Howle,
Editor The Weekly Call.

Sworn to before me, and signed in my presence, this 18th day of June, 1927.

Bessie Stephens,
Notary Public.

By Mr. Fite (With Notice and Proof):

H. 713. To repeal An Act, entitled "An Act to provide for the election and appointment of a County Superintendent of Education for Marion County, Alabama, fix his or her term of office, fix the qualifications, the compensation and the successor in said office," approved on September 24, 1923.

Constitution and Constitutional Amendments.

Notice and Proof H. 713.

NOTICE

Notice is hereby given of the intention to apply to the Legislature of Alabama, which reconvenes on the 7th day of June, 1927, for the passage of a law repealing an act, entitled "An Act to provide for the election and appointment of a County Superintendent of Education for Marion County, Alabama, fix his or her term of office, fix the qualifications, the compensation and the successor in said office," approved on September 24, 1923, (page 241 of Local Acts 1923).

This, the 1st day of June, 1927.

STATE OF ALABAMA,

Marion County.

Before me, W. H. Cantrell, Judge of Probate, in and for said County, in State aforesaid, personally appeared F. B. McKenzie, who, being duly sworn, doth depose and say that he is publisher of The Marion County News, a weekly newspaper published in the Town of Hamilton, State and County aforesaid, and that a certain advertisement (a true copy of which is hereto attached) has been published in said newspaper for 4 consecutive weeks prior to the 27th day of June, 1927, and the respective numbers and dates of said newspaper in which said publication was made are the following, to-wit:

No. 1 the 2nd day of June, 1927.

No. 2 the 9th day of June, 1927.

No. 3 the 16th day of June, 1927.

No. 4 the 23rd day of June, 1927.

And that there was no agreement between publisher and officer, and that the actual and lowest cost of said advertisement is \$4.14 and paid.

F. B. McKenzie, Publisher.

Sworn to and subscribed before me, this 27th day of June, 1927.

W. H. Cantrell,
Judge of Probate.

By Mr. Nipper (by request) (With Notice and Proof) :

H. 714. For the relief of John Murchison.

Appropriations.

Notice and Proof of H. 714.

NOTICE

Notice is hereby given that there will be introduced in the Legislature of Alabama a bill for the relief of John Murchison, who was convicted in the Circuit court of Marshall county for the alleged murder of John Franklin McClendon and sentenced to the penitentiary for life and served six years of said sentence and has been released from the penitentiary. Said bill to be as follows:

A Bill to be entitled An Act for the Relief of John Murchison.

Whereas, John Murchison was convicted in the Circuit court of Marshall county, Alabama, in the year 1920 charged with the murder of John Franklin McClendon and was sentenced to the penitentiary for life on said charge, and;

Whereas, one Otis McClendon, in the year 1926, made a complete confession that he and another party committed the murder and that John Murchison had no connection with the crime and upon this confession John Murchison was released, therefore;

Be it enacted by the Legislature of Alabama:

Section 1. That an appropriation of six thousand dollars be and the same is hereby made for the relief of John Murchison, who served a sentence of six years in the penitentiary until his release.

Section 2. That the amount of money named in section 1 of this Act shall be paid out of any funds in the treasury not otherwise appropriated and that the State Auditor be and he is hereby authorized and required to draw his warrant on the treasurer in favor of John Murchison for the amount set out in section 1, of this Act.

John Murchison.

THE STATE OF ALABAMA,

Marshall County.

Before me, Dayton Gilbreath, a notary public in and for said county and state, personally appeared Y. Burke, who, being by me first duly

sworn, deposes and says that he is editor and publisher of the Guntersville Advertiser, a newspaper published in Marshall County, Alabama, and that notice of the intention of John Murchison, to have introduced in the Legislature of Alabama a bill for his relief, was published by me once a week for four consecutive weeks. Said notice being hereto attached.

Y. Burke,
Editor and Publisher of the Guntersville Advertiser.
Sworn and subscribed to before me this the 6th day of April, 1927.
Dayton Gilbreath,
Notary Public.

By Mr. Nipper (by request) (With Notice and Proof) :

H. 715. For the relief of Elias Staten as Administrator of the estate of Cleo Staten.

Appropriations.

Notice and Proof of H. 715.

NOTICE

Notice is hereby given that there will be introduced in the Legislature of Alabama a bill for the relief of Elias Staten, administrator of the estate of Cleo Staten, deceased, who served a sentence for the alleged murder of John Franklin McClendon and who has died since being released. Said bill to be as follows:

A Bill to be entitled An Act for the relief of Elias Staten as Administrator of the estate of Cleo Staten.

Whereas, Cleo Staten was convicted in the Circuit court of Marshall county, Alabama, in the year 1920 charged with the murder of John Franklin McClendon and was sentenced to the penitentiary for life on said charge, and;

Whereas, one Otis McClendon, in the year 1926, made a complete confession that he and another party committed the murder and that Cleo Staten had no connection with the crime; therefore;

Be it enacted by the Legislature of Alabama:

Section 1. That an appropriation of six thousand dollars be and the same is hereby made for the relief of Elias Staten as the administrator of Cleo Staten, deceased, who served a sentence in the penitentiary until he was released and who has died with tuberculosis since his release.

Section 2. That the amount of money named in Section 1 of this Act shall be paid out of any funds in the treasury not otherwise appropriated and that the State Auditor be and he is hereby authorized and required to draw his warrant on the Treasurer in favor of Elias Staten, as administrator of the estate of Cleo Staten, for the amount set out in Section 1 of this Act.

Elias Staten,
Administrator of the Estate of Cleo Staten.

THE STATE OF ALABAMA, Marshall County.

Before me, Dayton Gilbreath, a notary public in and for said county and state, personally appeared Y. Burke, who, being by me first duly sworn, deposes and says that he is editor and publisher of the Guntersville Advertiser, a newspaper published in Marshall County, Alabama, and that notice of the intention of Elias Staten, administrator of the estate of Cleo Staten deceased, to have introduced in the Legislature of Alabama, a bill

for his relief, was published by me once a week for four consecutive weeks. Said notice being hereto attached.

Y. Burke,
Editor and Publisher of the Guntersville Advertiser.
Sworn and subscribed to before me this the 16th day of April, 1927.
Dayton Gilbreath,
Notary Public.

By Mr. Nipper (by request) (With Notice and Proof):

H. 716. For the relief of Millie Crutcher, Administratrix of the estate of Willie Crutcher, Deceased.

Appropriations.

Notice and Proof of H. 716.

NOTICE

Notice is hereby given that there will be introduced in the Legislature of Alabama a bill for the relief of Millie Crutcher, the administratrix of the estate of Willie Crutcher, who was killed by falling rock while serving a sentence for the state in the mines, which said bill will be as follows:

A Bill to be entitled An Act for the relief of Millie Crutcher, Administratrix of the estate of Willie Crutcher.

Whereas, Willie Crutcher was convicted in the Circuit court of Marshall county, Alabama, in the year 1920 on a charge of murdering John Franklin McClendon and was sentenced to the penitentiary for life and was killed in the mines by falling rock, and;

Whereas, one Otis McClendon, in 1926, made a complete confession that he and another party committed the murder and that Willie Crutcher had no connection with the crime, therefore;

Be it enacted by the Legislature of Alabama:

Section 1. That an appropriation of thirty five hundred dollars (\$3,500) be and the same is hereby made for the relief of Millie Crutcher, administratrix of Willie Crutcher, who was killed while serving a sentence in the mines.

Section 2. That the amount of money named in Section 1 of this Act shall be paid out of any funds in the treasury not otherwise appropriated and that the State Auditor be and he is hereby authorized and required to draw his warrant on the treasurer in favor of Millie Crutcher for the amount set out in Section 1 of this Act.

Millie Crutcher,
Administratrix of Estate of Willie Crutcher.

THE STATE OF ALABAMA,

Marshall County.

Before me, Dayton Gilbreath, a notary public in and for said county and state, personally appeared Y. Burke, who, being by me first duly sworn, deposes and says that he is the editor and publisher of the Guntersville Advertiser, a newspaper published in Marshall County, Alabama, and that notice of the intention of Millie Crutcher, the administratrix of Willie Crutcher deceased, to have introduced in the Legislature a bill for her relief, was published by me once a week for four consecutive weeks. Said notice being hereto attached.

Y. Burke,
Editor and Publisher of the Guntersville Advertiser.
Sworn and subscribed to before me this the 16th day of April, 1927.
Dayton Gilbreath,
Notary Public.

By Mr. Martin:

H. 717. To designate the Goldenrod as the State Flower of Alabama.

Forestry and Conservation.

By Mr. Martin:

H. 718. To designate the bird commonly called the Yellow-hammer as the State Bird.

Forestry and Conservation.

By Mr. Sanderson:

H. 719. To amend Section 7327 of the Code of 1923.—Salary of Judges.

Revision of Laws.

By Mr. Adcock:

H. 720. To make an appropriation to the Southern Industrial Institute for the purpose of constructing and equipping buildings at said school and for the maintenance of said institution.

Appropriations.

By Mr. Harwood (With Notice and Proof):

H. 721. To authorize and empower the City of Tuscaloosa, Alabama, to sell for public or private purposes and public or private use certain property owned by it situated on the Warrior River in said City and State.

Local Legislation.

Notice and Proof of H. 721.

NOTICE

Notice is hereby given that a bill will be introduced at the adjourned Session of the 1927 Session of the Legislature of Alabama, which reconvenes on June 7th, 1927,, in substance as follows:

A BILL

To be Entitled An Act to authorize and empower the City of Tuscaloosa, Alabama, to sell for public or private purposes and public or private use certain property owned by it situated on the Warrior River in said City and State.

Be it enacted by the Legislature of Alabama:

Section One. That the Board of City Commissioners of the City of Tuscaloosa, Alabama, be and they are hereby authorized and empowered to sell and convey for public or private purposes and public or private use all or any part of the following described property, lying and being in Township Twenty-one (21) South, Range Nine (9) West, in Tuscaloosa County, Alabama, namely:

Beginning at a point where the boundary line between the property of the Central Iron and Coal Company and the Alabama Insane Hospitals intersects the low water line on the east bank of the Black Warrior River and running thence eastwardly along said boundary line to its intersection with the west line of the public road from Holt to Alberta City; thence following the said west line of said public road southwardly to a point on

the west side of said road where the said public road crosses Duck Pond branch at which crossing there is now a concrete culvert, the said Duck Pond branch being the branch which lies immediately north of the Hospital farm buildings as now located, and which empties into the Black Warrior river near the starting point of this description; thence South thirty-five (35) degrees fifty (50) minutes West a distance of Six hundred fifty-nine and 9-10 (659.9) feet to a point on the west side of the private road leading from the Hospital farm buildings to the main building of the Bryce Hospital of the Alabama Insane Hospitals, thence following the west side of said private road which is more particularly described by the following courses and distances; South eighty-two (82) degrees eleven (11) minutes West a distance of one hundred seventy-nine and 25-100 (179.25) feet to a point; thence South sixty-two (62) degrees thirty-eight (38) minutes west a distance of two hundred fifty-seven and 16-100 (257.16) feet to a point; thence South fifty-one (51) degrees forty-two (42) minutes West a distance of eleven hundred and forty-one (1141) feet to a point; thence South forty (40) degrees thirty one (31) minutes West a distance of five hundred one and 4-10 (501.4) feet to a point; thence South twenty-six (26) degrees thirty-five (35) minutes West a distance of seven hundred and twelve and 4-10 (712.4) feet to a point; thence South thirty-two (32) degrees twelve (12) minutes West a distance of one hundred sixty-one and 3-10 (161.3) feet to a point; thence south twenty-two (22) degrees twenty-six (26) minutes West a distance of two hundred and seventy and 9-10 (270.9) feet to a point thence South twenty-nine (29) degrees, fifty-one (51) minutes West a distance of one hundred and sixty-three and 1-10 (163.1) feet to a point; thence South thirty-seven (37) degrees three (3) minutes West a distance of ninety-five and 6-10 (95.6) feet to a point; thence South fifty-one (51) degrees eight (8) minutes West a distance of one hundred seven and 9-10 (107.9) feet to a point; thence South sixty-seven (67) degrees eighteen (18) minutes West a distance of two hundred eighty-three and 6-10 (283.6) feet to a point; thence South fifty-six (56) degrees forty (40) minutes West a distance of five hundred forty-two and 3-10 (542.3) feet to a point; thence South thirty-seven (37) degrees thirty-six (36) minutes West a distance of one hundred and fifty-six (156) feet to a point; thence South twenty-four (24) degrees forty-six (46) minutes West a distance of two hundred and fifty-two (252) feet to a point; thence South thirty-three (33) degrees fifty-two (52) minutes West a distance of three hundred fourteen and 3-10 (314.3) feet to a point; thence South eight (8) degrees twenty-two (22) minutes West a distance of three hundred fifty-six and 8-10 (356.8) feet to a point; thence South ten (10) degrees six (6) minutes West a distance of one hundred forty-nine and 3-10 (149.3) feet to a point; thence South thirty-two (32) degrees forty-nine (49) minutes West a distance of one hundred eighty and 1-10 (180.1) feet to a point; thence South seventy-eight (78) degrees thirty-eight (38) minutes West a distance of one hundred one and 5-10 (101.5) feet to a point; thence North eighty-two (82) degrees twenty-five (25) minutes West a distance of one hundred eighty-five and 6-10 (185.6) feet to a point where the said west side of said private road intersects the west line of the Northeast Quarter of the Southwest Quarter (NE $\frac{1}{4}$ of SE $\frac{1}{4}$) of Section 18; thence along the said west line of said Northeast Quarter of the Southwest Quarter (NE $\frac{1}{4}$ of SW $\frac{1}{4}$) of said Section Eighteen (18) and the west line of the East Half of the Northwest Quarter (E $\frac{1}{2}$ of NW $\frac{1}{4}$) of said Section Eighteen (18) northwardly to the low water line on the east bank of the Black Warrior river, thence following the said low water line of said river Northeastwardly to the point of beginning; excepting from the above described tract of land the rights of way of the Tuscaloosa Railway and Utilities Company and of the Louisville and Nashville Railroad Company. All of the above described property is sit-

uated in Section Seven (7), Eight and Eighteen (18), Township Twenty-one (21) South, Range Nine (9) West.

Also a right-of way for a road, railroad or electric railway 100 feet in width from the Eastern boundary of the above described tracts of land to the Warrior Southern Railroad over the Northeast portion of the remaining lands of the Alabama Insane Hospitals provided, however, that such right-of-way shall not be located nearer than 100 feet to any of the buildings as now located of the said Alabama Insane Hospitals.

Section Two. All laws or parts of laws in conflict herewith are hereby repealed.

STATE OF ALABAMA,

Tuscaloosa County.

Before me, the undersigned Robert H. Allright, a Notary Public in and for said State and County, personally appeared Aaron Miller, who being duly sworn, deposes and says that he is the editor and publisher of the Tuscaloosa News and Times Gazette, a newspaper published in Tuscaloosa County, Alabama, and that notice contained in the excerpt from said newspaper pasted to this page, of intention to apply to the legislature for the enactment of a law, was published in the said Tuscaloosa News and Times Gazette once a week for four consecutive weeks, the first publication having been made in the issue of said newspaper of June 5th, 1927, and the following three publications in the issues of said newspaper were June 5, 12, 20, 26 respectively.

Aaron Miller.

Sworn to and subscribed before me this 29th day of June, 1927.

Robert H. Allright,
Notary Public.

By Mr. Powell:

H. 722. To amend Section 677 of the Code of 1923.

Privileges and Elections.

By Mr. Powell:

H. 723. To amend Section 682 of the Code of 1923.

Privileges and Elections.

By Mr. Powell

H. 724. A Bill to be Entitled an Act to provide for and submit to the qualified electors of the State of Alabama an amendment to the Constitution of Alabama fixing the salaries and compensations and allowances to be paid to the Judge of Probate, the Tax Assessor and the Tax Collector, the Clerk of the Circuit Court, the County Solicitor and the County Treasurer, of Walker County, requiring the said officers to cover the fees collected by them into the county treasury of Walker County and authorizing the disposition of said funds, and empowering the Legislature thereafter to fix and regulate and alter the cost, charges, and fees and salaries of such officers, including the method and basis of their compensation, and calling and ordering an election by the qualified voters of the State of Alabama upon such proposed amendment, such election to be held on the second Tuesday next after three months after the date of the final adjournment of this session of the Legislature.

Be it Enacted by the Legislature of Alabama :

Section 1. That the following amendment to the Constitution of Alabama is hereby proposed, to be submitted to the qualified voters of Alabama for their consideration, as hereafter set fourth, viz:

Commencing at the beginning of their next term of office subsequent to the general election to be held on the first Tuesday after the first Monday of November, 1928, the compensation and allowance of the following named county officers of Walker County shall be as follows: Salary of Judge of Probate of Walker County, \$5,000.00 per year, net; allowance of \$7,500.00 per annum for office expenses as follows: one clerk, at \$2,100.00 per annum; two clerks at \$1,500.00 per annum, each; and \$2,400.00 per annum for all other expenses including extra clerks. The said \$2,400.00 to be paid to the Judge of Probate in monthly installments and disbursed by him. The Tax Assessor of Walker County shall receive a salary of \$4,000.00 per year, net; allowance of \$2,100.00 per year for a chief clerk in said office; \$1,200.00 for an assistant clerk in said office, and \$700.00 per year for extra help and other expenses. The Tax Collector of Walker County shall receive a salary of \$4,000.00 per year, net; allowance of \$1,500.00 per year for his clerk in said office and \$1,000.00 for extra help and other expenses. The Circuit Clerk of Walker County shall receive a salary of \$3,600.00 per year, net; allowance of \$1,800.00 per year for chief clerk in said office and \$1,000.00 for extra help and other expenses. The County Solicitor of Walker County shall receive a salary of \$2,400.00 per year, net. The County Treasurer of said county shall receive a salary of \$2,400.00 per year, net. The above named amounts shall be in lieu of all compensations and allowances to the respective named officers. The above named officers shall collect the fees heretofore collected by them, or allowed by law for such services, and shall cover such fees into the county treasury on the first Monday of each month, to be kept in a separate fund to be designated as "The Salary Fund"; that out of such funds the above named amounts for salaries and allowances for said officers shall be paid as the salaries of other county officers are paid; that the residue or remainder of such fund shall be paid by the County Treasurer or other custodian of such funds into the treasury of the school funds of Walker County, and shall become a part of the school funds of said county and to be used by the Board of Education of Walker County in furnishing to the school children of said county free school text books beginning with the pupils enrolled in the first grade and adding grade by grade as rapidly as the funds accruing become adequate up to and including the sixth grade, and to pay incidentals when there is an amount over and above that

required for the purchase of text books, until changed or modified by local or general laws. The Board of County Commissioners or other governing body of Walker County shall provide said officers with necessary quarters, books, stationery and other conveniences. The Legislature of Alabama may hereafter from time to time, by local or general laws, fix, regulate and alter the amount of the above named salaries, and allowances, including the method and basis of their compensation, also fix, regulate and alter amount of compensation received by all other county officers of said county."

Section 2. It is hereby ordered by the Legislature that an election by the qualified voters of this state upon the aforesaid proposed amendment to the Constitution of Alabama be held on the second Tuesday next after three months after the date of the final adjournment of this session of the Legislature.

Section 3. That notice of the election hereby ordered together with the amendment hereby proposed shall be given by a proclamation of the Governor, which shall be published in one newspaper once a week in each county in the State for at least eight successive weeks next preceding the day hereby appointed for such election.

Section 4. The expenses of the election herein provided for and the cost of the publication of the notices shall be paid out of the treasury of the State in the same manner as the expenses of other elections are paid.

The above and foregoing bill proposing an amendment to the Constitution was read one time at length and referred to the Standing on Constitution and Constitutional Amendments.

By Mr. Goode:

H. 725. To make appropriation to the Alabama Polytechnic Institute in lieu of certain other appropriations and revenues, the benefit of which said Alabama Polytechnic Institute has heretofore received or secured.

Appropriations.

MESSAGE FROM THE SENATE

Mr. Speaker:

The Senate has concurred in and adopted the Resolution:

H. J. R. 76. Relative to a Committee of the two houses to read and revise the manuscript of the Agricultural Code as prepared by Hon. Harwell G. Davis.

And returns same herewith to the House.

J. E. Speight,
Secretary.

APPOINTMENT OF COMMITTEE

In accordance with H. J. R. 76 the Speaker of the House named as the Committee from the House to read and revise the manuscript of the Agricultural Code—Messrs. Allen, Goode and Kirkpatrick.

BILLS ON SECOND READING

Mr. Simpson, Chairman of the Standing Committee on Judiciary, reported that said Committee in session had acted on the following bills and ordered same returned to the House with a favorable report:

H. 227. To amend Section 235 of the Code of Alabama.

H. 365. To repeal Section 9519 of the Code of Alabama.

H. 476. To amend Section 3869 of the Code of Alabama of 1923.

H. 666. To amend Sections 1764, 1765, 1766, 1767 and 1768 of Article 3 of Chapter 43 of the Code of Alabama of 1923.

H. 668. To amend Section 4129 of the Code of 1923.

H. 676. To amend Section 5290 of the Code.

H. 678. To amend Section 10362 of the Code of Alabama of 1923.

H. 679. To amend Section 10361 of the Code of Alabama of 1923.

H. 691. To provide a fund for the support of a Law Library for the Circuit Court in Counties of two hundred thousand or more inhabitants, without appropriations from the State or county treasury.

H. 692. Ratifying, confirming and making effective the act approved September 29th, 1919, as of the date of its approval, creating as an item of court costs in Circuits of two hundred thousand or more population, a "Library Tax" of \$2.00 and providing for its payment and collection: Ratifying, confirming and making effective, as the date of its approval, the Act approved September 27th, 1923, amending the said Act approved September 29th, 1919, excepting from the provisions of said Act certain classes of cases: Ratifying, and confirming the payment, receipt and collection by the Clerk of the Circuit Court of all sums that have been paid as and for "Library Tax" costs under the aforesaid Act approved September 19th, 1919:

H. 701. To authorize the recording of certified copies of deeds, mortgages and other conveyances of lands, or any interest therein, in any county where any part of the lands affected are situated, and to provide that the filing of the same for record shall constitute notice of the contents thereof.

H. 702. To amend Section 6717 of the Code of Alabama of 1923.

H. 707. To establish a Court of Record in Tuscaloosa County, Alabama, to be known as the Inferior Court of Tuscaloosa County, in lieu of the Courts of the Justices of the Peace and Notaries Public with powers ex-officio of Justices of the Peace in and for the precincts lying within or partly within the City of Tuscaloosa, Alabama, to abolish the County Court of Tuscaloosa County, Alabama, and to confer upon said Inferior Court of Tuscaloosa County, all of the criminal and civil jurisdiction of all the Justices of the Peace in the County of Tuscaloosa, Alabama, and all of the jurisdiction of the County Court of Tuscaloosa County, Alabama, the juvenile Court of Tuscaloosa County, Alabama, and the jurisdiction of the Probate Court of Tuscaloosa County, Alabama, as regards domestic relations; and to abolish the offices of all of the Justices of the Peace and Notaries Public with ex-officio powers of the Justices of the Peace in and for all precincts in Tuscaloosa County, Alabama, lying within or partly within the City of Tuscaloosa, Alabama; and to provide for a Clerk of said Court and prescribe, fix, and define his duties and compensation; to establish methods of procedure and fix the Court costs in said Court, to define the jurisdiction of said Court, and to provide for a Judge of said Court and provide, and fix the method of his selection or election, and qualifications and term, or terms of office, define his powers and duties, and fix the salary of such Judge, and to provide a Solicitor for said Court and to fix his salary and define his duties, and to provide the method whereby the Judge thereof may recuse himself, to provide for certificates of judgment of said court and the recordation thereof; to provide the method of issuing warrants returnable to said court and to define and provide for the proceedings in said court.

Mr. Simpson, Chairman of the Standing Committee on Judiciary, reported that said Committee in session had acted on the following bills and ordered same returned to the House with a favorable report with substitute:

H. 627. (With substitute) To amend Section 3040 of the Code of Alabama of 1923:

H. 628. (With substitute) To amend Section 3048 of the Code of Alabama of 1923:

Mr. Sanderson, Chairman of the Standing Committee on Revision of Laws, reported that said Committee in session had acted on the following bills and ordered same returned to the House with a favorable report:

H. 66. To prescribe the liability of persons, firms, and incorporations engaged in certain hazardous occupations.

H. 544. To prohibit Courts of County Commissioners or Boards of Revenue in the State of Alabama, from awarding

contracts in which the County of such Commissioners Court or Board of Revenue is interested, to any person related, to any member of such Commissioners Court or Board of Revenue, by blood or marriage within the fourth degree, or to employ any such relatives to do any work for said county, and to provide that any warrant issued for work done in violation thereof shall not be a legal charge against the funds of such county, and to provide punishment for the violation thereof.

H. 686. To regulate the Recordation of conveyances and other documents authorized by law to be recorded in counties in which there are court houses at separate places.

H. 705. To amend Sections 9384, 9386, 9394 and 9396, and to repeal sections 9392 and 9393 of the Code of Alabama, 1923, relating to limited partnerships.

Mr. Ware, Chairman of the Standing Committee on Appropriations, reported that said Committee in session had acted on the following bills and ordered same returned to the House with a favorable report:

H. 548. For the relief of D. B. Chambliss, Former Sheriff of Autauga County, Alabama.

H. 575. For the relief of S. M. Reeves, former Sheriff of Pike County, Alabama.

H. 598. To provide for surety bonds for clerks in the State Auditor's office, and to provide for the payment of the premiums thereon.

Mr. Ware, Chairman of the Standing Committee on Appropriations, reported that said Committee in session had acted on the following bill and ordered same returned to the House with a favorable report with substitute:

H. 673. (With substitute) To make an appropriation of Eight Thousand Two Hundred Thirty-five (\$8,235.88) Dollars and Eighty-eight cents out of the State treasury to the County Board of Education of Washington County to cover the loss sustained through the burning of the public school building at Chatom on the first day of April, 1924.

Mr. Allen, Chairman of the Standing Committee on Agriculture, reported that said Committee in session had acted on the following bill and ordered same returned to the House with a favorable report:

S. 185. To abolish the Branch Agricultural Experiment Station located near Uniontown, in Perry County, Alabama, known as the Canebrake Agricultural Experiment Station and to provide for the distribution of the property thereof.

Mr. Waddell, Chairman of the Standing Committee on Constitution and Constitutional Amendments, reported that said Committee in session had acted on the following bills and ordered same returned to the House with a favorable report:

H. 582. A Bill to be entitled an Act, to amend Section 3 of an act entitled "An Act to submit to the qualified voters of the State of Alabama, at the General Election to be held on the first Tuesday after the first Monday of November 1928, for their consideration, and amendment to the Constitution of the State, fixing the salaries and compensations and allowances to be paid to the Judge of Probate, the Tax Assessor and the Tax Collector, the Clerk of the Circuit Court, the County Solicitor and the County Treasurer of Walker County, requiring the said officers to cover the fees collected by them into the county treasury of Walker County and authorizing the disposition of said funds, and empowering the Legislature thereafter to fix and regulate and alter the cost, charges, and fees and salaries of such officers, including the method and basis of their compensation."

Be it Enacted by the Legislature of Alabama:

Section 1. That Section 3 of an act entitled "An Act to submit to the qualified voters of the State of Alabama, at the General Election to be held on the first Tuesday after the first Monday of November 1928, for their consideration, an amendment to the Constitution of the State, fixing the salaries and compensations and allowances to be paid to the Judge of Probate, the Tax Assessor and the Tax Collector, the Clerk of the Circuit Court, the County Solicitor and the County Treasurer of Walker County, requiring the said officers to cover the fees collected by them into the county treasury of Walker County and authorizing the disposition of said funds, and empowering the Legislature thereafter to fix and regulate and alter the cost, charges, and fees and salaries of such officers, including the method and basis of their compensation," be amended so as to read as follows:

Section 3. That at the General Election in November, 1928, an election shall be held for the vote of the qualified electors of the State upon the proposed amendment. Upon the ballots used at such election, shall be printed the following: "Amendment to the Constitution, fixing the compensation and allowances of the following named county officers of Walker County". Commencing at the beginning of their next term of office, subsequent to the General Election in November, 1928, as follows: Salary of Judge of Probate of Walker County, \$5,000.00 per year, net; allowance of \$7,500.00 per annum for office expenses as follows: One clerk at \$2,100.00 per annum; two clerks at \$1,500.00 per annum, each; and \$2,400.00 per annum for all other expenses including extra clerks. The said \$2,400.00 to be paid to the Judge of Probate in monthly installments and disbursed by him. The

Tax Assessor of Walker County shall receive a salary of \$4,000.00 per year, net; allowance of \$2,100.00 per year for chief clerk in said office; \$1,200.00 for an assistant clerk in said office, and \$700.00 per year for extra help and other expenses. The Tax Collector of Walker County shall receive a salary of \$4,000.00 per year, net; allowance of \$1,500.00 for his clerk in said office and \$1,000.00 for extra help and other expenses. The Circuit Clerk of Walker County shall receive a salary of \$3,600.00 per year, net; allowance of \$1,800.00 per year for a chief clerk in said office and \$1,000.00 for extra help and other expenses. The County Solicitor of Walker County shall receive a salary of \$2,400.00 per year, net. The County Treasury of said County shall receive a salary of \$2,400.00 per year, net. The above named amounts shall be in lieu of all compensations and allowances to the respective named officers. The above named officers shall collect the fees heretofore collected by them, or allowed by law for such services, and shall cover such fees into the county treasury on the first Monday of each month, to be kept in a separate fund to be designated as "The Salary Fund"; that out of such funds the above named amounts for salaries and allowances for said officers shall be paid as the salaries of other county officers are paid; that the residue or remainder of such fund shall be paid by the County Treasurer or other custodian of such fund into the treasury of the school funds of Walker County, and shall become a part of the school funds of said county and to be used by the Board of Education of Walker County in furnishing to the school children of said county free school text books beginning with the pupils enrolled in the first grade and adding grade by grade as rapidly as the funds accruing become adequate up to and including the sixth grade, and to pay incidentals when there is an amount over and above that required for the purchase of text books, until changed or modified by local or general laws. The Board of County Commissioners or other governing body of Walker County shall provide said officers with necessary quarters, books, stationery and other conveniences. The Legislature of Alabama may hereafter, from time to time, by local or general laws, fix, regulate and alter the amount of the above named salaries and allowances including the method and basis of their compensation, also fix, regulate and alter amount of compensation received by all other county officers of said county. "Following the proposed amendment on the ballot shall be printed the word "Yes", and immediately under that shall be printed the word "No". The choice of the elector shall be indicated by the cross-mark by him opposite the word expressing his desire.

The above and foregoing bill proposing an amendment to the Constitution was read a second time, at length, and placed on the Calendar.

H. 629. A Bill to be entitled An Act to provide for and submit to the qualified electors of the State of Alabama an amendment to the Constitution of Alabama, authorizing the City of Mobile, in addition to the taxes it is now or may hereafter be authorized and empowered to levy and collect, to levy and collect annually an additional tax on the property situated therein, for general municipal purposes, not to exceed that portion of the three-fourths of one per centum authorized by Section 216 of the Constitution of Alabama to be levied to pay the debt existing on the 6th day of December, 1875, with interest thereon, or any renewal of such debt, which shall not be levied or be required to be levied and collected during such year, to pay, at maturity, the said debt existing on the 6th day of December, 1875, with interest thereon, or any renewal of such debt, provided that the Legislature of Alabama may, from time to time, reduce the limit of additional taxation authorized thereby; and ordering an election by the qualified voters of the State of Alabama upon such proposed amendment, such election to be held on the second Tuesday next after three months after the date of the final adjournment of this session of the Legislature.

Section 1. Be it enacted by the Legislature of Alabama that the following amendment to the Constitution of Alabama is hereby proposed, and an election is hereby ordered by the qualified voters of the state upon such proposed amendment, to be held on the second Tuesday after the expiration of three months after the date of the final adjournment of the present Legislature, at which said amendment shall be voted upon. The proposed amendment is as follows:

"The City of Mobile, Alabama, in addition to the taxes it is now or may hereafter be authorized and empowered to levy and collect, may levy and collect annually an additional tax on the property situated therein for general municipal purposes, not to exceed that portion of the three-fourths of one per centum authorized by Section 216 of the Constitution of Alabama to be levied to pay the debt existing on the 6th day of December, 1875, with interest thereon, or any renewal of such debt, which shall not be levied or be required to be levied and collected during such year, to pay, at maturity, the said debt existing on the 6th day of December, 1875, with interest thereon, or any renewal of such debt; provided, that the Legislature of Alabama may, from time to time, reduce the limit of additional taxation authorized hereby."

Section 2. It is ordered by the Legislature that an election by the qualified electors of this state upon the aforesaid proposed amendment to the Constitution of Alabama be held on the second Tuesday next after three months after the date of the final adjournment of this session of the Legislature.

The above and foregoing bill proposing an amendment to the Constitution was read a second time, at length, and placed on the Calendar.

Mr. Waddell, Chairman of the Standing Committee on Constitution and Constitutional Amendments, reported that said Committee in session had acted on the following bill and ordered same returned to the House with a favorable report with substitute:

H. 471. A Bill to be entitled An Act to provide and submit to the qualified electors of the State of Alabama on the second Tuesday in May, 1927, an amendment to the constitution of Alabama, whereby the following municipal corporations, Attalla, Albertville, Arab, Boaz, Guntersville, Gadsden and Union Springs in the State of Alabama may levy and collect a rate of taxation on the property situated therein not exceeding in the total in any one year one and one-half (1 and $\frac{1}{2}$) per centum of the value of such property, as assessed, as provided by the constitution and statutes now or hereafter enacted pursuant to the constitution; provided that the total rate of taxation levied by such municipal corporation shall not in any one year exceed one per centum, unless the rate in excess thereof shall have been submitted to and authorized by ballot by the qualified electors of such municipal corporations, respectively, at election to be held by them from time to time for such purposes and to provide for such elections.

Be it Enacted by the Legislature of Alabama:

Section 1. That the following amendment to the constitution of Alabama is hereby proposed to be submitted; to the qualified electors of the State of Alabama for their consideration on the second Tuesday in May, 1928, to-wit:

Section 2. The municipality of the City of Gadsden may thru its governing authority in addition to the taxes which it is now allowed by the constitution to levy and collect, levy and collect an additional tax of not exceeding ($\frac{1}{2}$ of 1%) one-half of one per cent per annum in such amounts and to be devoted to such purposes as may be designated by its authorized governing authorities and voted by the qualified electors at an election called for the purpose by its governing authority; provided that the total levy and collection shall not exceed one and one-half per centum (1 and $\frac{1}{2}$ %) in any one year, on property situated therein, based on the valuation of such property as assessed for taxation for the tax year ending September 30th, next succeeding the levy.

Section 3. That the municipalities of Attalla, Union Springs, Albertville, Guntersville, Arab, Boaz and Bridgeport through their governing authority shall have the power and right to levy

and to collect a tax of ($\frac{1}{2}$ of 1%) one-half of one per cent in any one year on property situated therein, based on the valuation of such property as assessed for taxation for the tax year ending on the thirtieth day of September next succeeding the levy; provided that for the purpose of paying bonds and indebtedness issued and outstanding at the time of the adoption of this amendment and the interest thereon, and for the purpose of paying bonds and indebtedness which may be issued or incurred after the adoption of this amendment and the interest thereon, an additional tax of ($\frac{1}{2}$ of 1%) may be levied and collected by said corporations; provided, further that a majority of qualified electors of any said municipal corporations voting at an election called for that purpose may vote a special tax not to exceed ($\frac{1}{2}$ of 1%) one-half of one per cent in any one year for any special purpose or purposes, which tax shall be used for the purpose or purposes for which same is levied and collected; provided, however, that the total tax to be levied by any said corporations shall not exceed (1 and $\frac{1}{2}$ %) one and one-half per cent in any one year on the taxable property situated therein.

Section 4. Such tax shall be levied upon the value of the property situated in the said municipalities as assessed, as provided by the Constitution and the statutes now or hereafter enacted pursuant to the Constitution, provided that the adoption of this amendment shall in no wise affect, limit, modify, abridge or impair the power or authority or right of any of said municipal corporations to levy and collect the special school tax now or hereafter vested in or conferred upon them under the Constitution or any amendment thereto, which said special school taxes shall be in addition to the taxes herein provided in each of said municipalities.

Section 5. It shall be the duty of the Governor to give notice by proclamation to be published in one newspaper in each county in the state at least eight successive weeks next preceeding the day hereby appointed for such election on the amendment hereby proposed by this Act to be submitted to the qualified electors of the State of Alabama for their consideration, together with the proposed amendment.

Section 6. That at said election on the amendment proposed by this Act to be submitted to the qualified electors of the state for their consideration to be held as herein provided, the qualified electors shall vote upon said amendment, and the official ballots printed for such election shall be printed the following, namely: "Shall the following be adopted as an amendment to the Constitution of Alabama?"

The municipality of the City of Gadsden may through its governing authority in addition to the taxes which it is now allowed by the constitution to levy and collect, to levy and collect

an additional tax of not exceeding ($\frac{1}{2}$ of 1%) one-half of one percent per annum in such amounts and to be devoted to such purposes as may be designated by its authorized governing authorities and voted by the qualified electors at an election called for the purpose by its governing authority; provided that the total levy and collection shall not exceed one and one-half per centum (1 and $\frac{1}{2}$ %) in any one year, on property situated therein, based on the valuation of such property as assessed for taxation for the tax year ending September 30th, next succeeding the levy. That the municipalities of Attalla, Union Springs, Albertville, Guntersville, Arab, Boaz and Bridgeport through their governing authority shall have the power and right to levy and to collect a tax of ($\frac{1}{2}$ of 1%) one-half of one per cent in any one year on property situated therein, based on the valuation of such property as assessed for taxation for the tax year ending on the thirtieth day of September next succeeding the levy; provided that for the purpose of paying bonds and indebtedness issued and outstanding at the time of the adoption of this amendment and the interest thereon, and for the purpose of paying bonds and indebtedness which may be issued or incurred after the adoption of this amendment and the interest thereon, an additional tax of ($\frac{1}{2}$ of 1%) may be levied and collected by said corporations; provided, further that a majority of qualified electors of any said municipal corporations voting at an election called for that purpose may vote a special tax not to exceed ($\frac{1}{2}$ of 1%) one-half of one per cent in any one year on the taxable property situated therein.

Such tax shall be levied upon the value of the property situated in said municipality as assessed, as provided by the Constitution and the statutes now or hereafter enacted pursuant to the Constitution, provided that the adoption of this amendment shall in no wise affect, limit, modify, abridge or impair the power or authority or right of any of said municipal corporations to levy and collect the special school tax now or hereafter vested in or conferred upon them under the Constitution or any amendment thereto, which said special school taxes shall be in addition to the taxes herein provided in each of said municipalities. Following the proposed amendment on the ballot, shall be printed the word "Yes" and immediately under that shall be printed the word "No". The choice of the elector shall be indicated by a cross mark by him or under his direction opposite the word expressing his desire.

Section 7. The officers to hold such election shall be the same and shall be appointed in the same manner and by the same officials as provided by the election law of the State for the appointment of officers to hold general elections in the state, and the

election shall be held in all things in accordance with the law governing general elections, and with the constitutional provision concerning amendments to that instrument.

Section 8. That the votes cast at said election shall be counted, canvassed and tabulated, and returned made to the Secretary of State in the same manner as in the election of representatives to the Legislature. And if it shall thereupon appear that a majority of the qualified electors who voted at such election upon the proposed amendment voted in favor of the same, such amendment shall be valid and all intents and purposes as a part of the Constitution of the State of Alabama, the result of such election shall be made known by the proclamation of the Governor.

Section 9. The expenses of the election herein provided and the cost of the publication of the notices shall be paid in the same manner as the expenses of other elections for the adoption of amendments to the Constitution of the State.

This act shall take effect upon its passage and approval by the Governor.

The above and foregoing bill proposing an amendment to the Constitution was read a second time at length and placed on the calendar.

Mr. Morrow, Chairman of the Standing Committee on Local Legislation reported that said Committee in session had acted on the following bills and ordered same returned to the House with a favorable report:

S. 197. To authorize the Town Council of the Town of Columbiana, Alabama, to abolish its Board of Education and place the government and control of the Public Schools of said Town under the control of the County Board of Education and under State control.

S. 119. For the relief of John B. Laseter, of Barbour County, Alabama.

S. 157. To amend Section 6 of an Act entitled An Act, "To create and establish a board of revenue in and for Calhoun County, Alabama, in the place and stead of the court of county commissioners of Calhoun County, now existing in said county, and abolishing said court of county commissioners of said county; to divide the said county of Calhoun into five districts for the election of members of the said board of revenue, and fixing the boundaries of said district; defining the jurisdiction of said board of revenue and fixing their compensation, and conferring upon said board of revenue all the jurisdictions, powers and authority granted by law to courts of county commissioners, boards of revenues or other governing bodies of like kind and authority in the State of Alabama; constituting the first members of said board of revenue, and providing for the election of their successors," approved September 17, 1923.

H. 257. To create a fund to be used by the Sheriff of each County in the State of Alabama having a population of 200,000 or more, according to the last or any subsequent Federal census, for the purpose of defraying the expenses of sending for, returning and transporting prisoners and fugitives from justice, and to provide for the expenditure and replenishing of said fund.

H. 324. To authorize and empower the Board of Revenue of Tuscaloosa County to use the portion, or so much thereof as may be necessary, of the funds derived from the excise tax on gasoline, or other liquid motor fuels, levied under the Act of the Legislature of Alabama, approved February 10, 1923, entitled, "An act imposing an excise tax on persons, corporations, partnerships, companies, agencies or associations engaged in the business of selling or distributing gasoline, or other liquid motor fuels, in this State—providing for the collection and payment of such tax and the distribution of the funds derived therefrom and fixing penalties for the violation of any of the provisions of this Act," which is to be paid to Tuscaloosa County under the provisions of Section 83 of the act of the Legislature of Alabama, approved August 22, 1923, entitled, "An Act in reference to, and to further provide for, the general revenue of the State of Alabama," for the purpose of paying interest on, and establishing a sinking fund for the retirement of, any bonds of Tuscaloosa County which have been sold, or which hereafter may be sold to provide funds for paving, or aiding in the paving, of any public roads in Tuscaloosa County which are, or hereafter may be, designated as State Aid Roads by the State Highway Commission of Alabama, and which the State Highway Commission with State funds, or State and Federal Aid Funds, has improved and has let contracts for paving, or which it may hereafter improve and let contracts for paving.

H. 331. To amend an act to establish a Board of Revenue for Sumter County, and for the abolishment of the Court of County Commissioners of said County; approved February 22, 1919: and to amend an act to amend an act to establish a Board of Revenue for Sumter County, and for the abolishment of the Court of County Commissioners of said County, approved February 22, 1919, which act was approved November 1, 1921.

H. 547. To amend an Act entitled an act to establish an Inferior Court for the County of Autauga, approved September 26th, 1923, and to further provide for the payment of witnesses in attendance upon said court, and to further provide for the payment of the Clerk and Sheriff for services rendered in cases not pressed and in cases where the defendant is found not guilty. And to provide for distribution of the Inferior Court funds.

H. 549. For the relief of R. P. Barnes, Clerk of the Inferior Court of Autauga County, Alabama.

H. 554. To establish an Inferior Court in precinct Twelve of Jefferson County Alabama, said precinct lying within or partly within the town of Leeds, Alabama, in lieu of all Justices of the Peace and Notaries public, with powers of Justice of the Peace in said precinct Twelve of Jefferson County Alabama, and to define the jurisdiction and powers of said court and of the Judge and other officers thereof, and to provide for a place for holding same, and provide the terms of said court, and for a judge of said court and other officers thereof, and for their salary or other compensation, and the qualifications of the judge of said court and to abolish the office of all Justice of the Peace and Notary public Ex-officio Justice of the Peace in said precinct.

H. 555. To extend, alter and re-arrange the boundary lines and corporate limits of the Town of Tarrant City, in Jefferson County, Alabama, so as to include within said Town of Tarrant City certain additional territory, and to define and establish the boundaries and corporate limits of said Town as hereby extended, altered and re-arranged.

H. 560. To vacate and abolish as a public street or highway and to annul and extinguish all dedications as a public street or highway of that part of Eighth Avenue according to the map of North Birmingham Land Company recorded in Map Book '1, at page 111 in the Probate office of Jefferson County, Alabama, (said Eighth avenue now being sometimes known and referred to as 28th Avenue north in the City of Birmingham, Jefferson County, Alabama, lying between the westerly boundary line of Fourth street according to said map (said Fourth street now being sometimes known and referred to as 26th street in said City) and the easterly boundary line of Fifth street according to said map (said Fifth street being now sometimes known and referred to as 25th street in said City) and that portion of said avenue lying between the westerly boundary line of said Fifth street according to said map (said Fifth street being now sometimes known and referred to as 25th street in said City) and the easterly boundary line of sixth street according to said map (said sixth street being now sometimes known and referred to as 24th street in said City).

H. 619. To amend Section 5 of an Act approved Sept. 29th 1919 entitled, an act to create for the County of Conecuh and State of Alabama the office of County Solicitor and to provide for his election by the qualified electors of said county; to prescribe his qualifications and duties, and to fix his compensation as such officer and how the same shall be paid, and to provide for the length of time which he shall hold office, so that Section 5 as amended shall read as follows:

H. 562. For the relief of Lucien W. Brown.

H. 621. To validate the proceedings of the Town Council of the Town of Fayette, Alabama, held on May 16th, 1927 authorizing the Mayor of said Town to convey by warranty deed to William M. Cannon, for and on behalf of the said Town the following described lands and to legalize, validate and confirm deed executed on the 17th day of May, 1927, conveying the said described lot or parcel of land to the said William M. Cannon: A certain strip of land situated in the Town of Fayette, State of Alabama, bounded as follows: on the east by Traylor Street or Old Tuscaloosa or Carrollton Road, West by Block 6, south by southern R. R. Right of way, on the north by Block 6, and on west by Foreacre street or Johnson Park, according to the James' Survey of the Town of Fayette, Alabama, situated in Fayette County, Alabama.

H. 642. To ratify, confirm, validate and make legally effective and binding all proceedings of the Court of County Commissioners and of the qualified voters of Baldwin County, Alabama, relative to the calling and holding of an election in said County, on the eighteenth day of January, 1916, and the authorization at said election of the issuance of bonds of Baldwin County, in the amount of \$55,000.00 for the purpose of constructing a highway in said County with bridges and ferries in conjunction with Mobile County, and all proceedings of said Court of County Commissioners relative to the issuance and sale of said bonds for the purpose of constructing said highway and providing that when said bonds are duly executed, delivered and paid for they shall constitute valid and binding obligations of Baldwin County.

H. 651. To provide for the election of a County Superintendent of education for Etowah County, Alabama, by the qualified electors thereof: and to prescribe the qualifications, duties and to fix the term of office and compensation of such officer.

H. 649. To provide for the election of County Superintendent of Education of Coosa County, Alabama, to fix his term of office, to prescribe his salary and provide for the manner of payment of the same; to define his qualifications, powers and duties, and to provide that women who meet the requirements of this Act are eligible to nomination and election to the office of County Superintendent of Education of Coosa County, Alabama; to provide for the election of his successor in office; and to provide for his removal by the County Board of Education for good cause.

H. 670. To amend the title and sections 5, 12, 14 and 17 of the Act approved September 25, 1915, and entitled "An act to establish a Board of Revenue for Tuscaloosa County, Alabama, to prescribe its powers and duties, to fix the compensation of its members, to provide for the election of its members and fix their terms of office, provide for a clerk and engineer, and to abolish

the Board of Public Works and the Jury Commission of said County.”

H. 672. To repeal an act entitled: An Act to provide for the election of a county superintendent of Education for Washington County, Alabama, to fix his term of office, to prescribe his salary and the manner of payment, to define his qualifications, powers and duties, to provide for the election of his successor in office, approved September 14, 1923.

H. 706. To amend an act to amend an act to establish a Board of Revenue for Sumter County and for the abolishment of the Court of County Commissioners of said County, approved February 22nd, 1919, which act was approved November 1st, 1921.

Mr. Christian, Chairman of the Standing Committee on Soldiers Home, reported that said Committee in session had acted on the following bill and ordered same returned to the House with a favorable report:

H. 653. To amend Section 2984, Code 1923.

Mr. Hawkins, Chairman of the Standing Committee on Municipal Organization, reported that said Committee in session had acted on the following bills and ordered same returned to the House with a favorable report:

H. 600. To amend Section 22 of an Act “to provide and create a Commission form of Municipal Government and to establish same in all cities of Alabama which now have or which may hereafter have a population of as much as twenty-five thousand and less than fifty thousand people, according to the last federal census, or any such census which may hereafter be taken; to regulate the selection and election of Commissioners and their terms of office to fix their powers, duties and compensation, to punish improper conduct in connection with elections and petitions hereunder; to abolish police commissioners, aldermen and certain other city officials, and otherwise provide for the creation and maintenance of said commission form of government.” approved Sept. 18, 1923.

H. 681. To amend Section 1936 of the Code of 1923.

H. 693. To alter, rearrange, and fix the boundaries of the Town of Hollywood, a municipal corporation, in Jefferson County, Alabama.

H. 694. To alter and rearrange the boundaries of the Town of Homewood, a municipal corporation, in Jefferson County, Alabama.

H. 700. To amend Section 1768 of the Code of 1923.

H. 660. A Bill to be entitled an Act to propose an Amendment to the Constitution of Alabama authorizing the Cities of

Birmingham and Montgomery to levy and collect for municipal purposes an additional tax, at any rate not in excess of one-half of one per centum, which a majority of the qualified electors of said Cities voting at an election called for that purpose may authorize.

Be it Enacted by the Legislature of Alabama:

Section 1. The following amendment to the Constitution of Alabama is hereby proposed, and an election is hereby ordered by the qualified electors of the State upon such proposed amendment, and the day hereby appointed for such election is the day of the general election next succeeding the present session of the Legislature, to-wit, November, 1928. The proposed amendment is to add a new section or clause as follows:

Article XI.

Section 216-A. In addition to the taxes which the Cities of Birmingham and Montgomery are authorized to levy and collect under the Constitution as heretofore amended, each of said cities shall have the power and right to levy and collect in any year or years for any municipal purpose or purposes, any rate of tax, not in excess of one-half of one percentum, on property situated therein, based upon the valuation of such property as assessed for State taxation for the year next preceding the levy, which a majority of the qualified electors of each such city voting at an election called and held at hereinafter prescribed, may authorize for such purpose or purposes. Said tax shall be used only for the purpose or purposes for which the same is authorized, levied and collected. Each election held under the provisions hereof shall be ordered, held, canvassed, and may be contested in the same manner as is or may be provided by the law applicable to municipal corporations for elections to authorize the issuance of municipal bonds. The ballots used at such election shall contain the words: "For authorization of additional taxation at rate not to exceed _____ per cent for the year (or years) _____ for the purpose or purposes of _____" and "Against authorization of additional taxation at rate not to exceed _____ per cent for the year (or years) _____ for the purpose or purposes of _____". The rate of taxation proposed shall be printed upon the ballot in the space indicated therefor, and the year or years in which the proposed rate is to apply, and the purpose or purposes for which such tax is to be used, shall be likewise printed in the respective spaces indicated therefor. The voter shall record his choice either for or against authorization of the proposed rate for the proposed purpose or purposes by placing a cross mark before or after

the words expressing his choice. Nothing herein contained shall in any wise change or affect the rights of any holder of bonds of said municipal corporations heretofore issued. Elections in each of said municipalities to authorize the levy of such special tax may be held as often as ordered by the governing body thereof, but when a proposition is submitted to the electors of either of said municipalities for authorization to levy a special tax for a specific purpose and such proposition is defeated, no second election for the same purpose shall be held in such municipality within one year thereafter. This section shall be self-operative without any additional legislation.

Section 2. Notice of the election hereby ordered, together with the amendment hereby proposed, shall be given by a proclamation of the Governor, which shall be published in one newspaper in each County of the State once a week for at least eight successive weeks next preceding the day hereby appointed for such election.

Section 3. At the election hereby ordered to be held as herein provided, the qualified electors shall vote on said proposed amendment; and on the official ballot printed for such election there shall be printed the proposed amendment immediately succeeding the following words: "Shall the following be adopted as Section 216-A, Article XI, of the Constitution of Alabama?" Immediately succeeding the text of the proposed amendment shall be printed the following:

"Yes....."
"No....."

The choice of the elector shall be indicated by cross-mark made by him or under his direction opposite the word expressing his desire.

Section 4. Officers to hold such election shall be the same and shall be appointed in the same manner and by the same officials as now provided by the election laws of the State for the appointment of officers to hold elections in this State, and the election shall be held in all things in accordance with this Act, the law governing general elections, and the Constitutional provisions concerning amendments to the Constitution.

Section 5. The votes cast at such election shall be canvassed, tabulated and returns thereof made to the Secretary of State and counted in the same manner as in elections for representatives to the Legislature; and if it shall thereupon appear that a majority of the qualified electors who voted at such election upon the proposed amendment voted in favor of the same, such amendment shall be valid to all intents and purposes as a part of the Constitution of the State of Alabama. The result of such election shall be shown by a proclamation of the Governor.

The above and foregoing bill proposing an amendment to the Constitution was read a second time, at length, and placed on the Calendar.

Mr. Norman, Chairman of the Standing Committee on Public Printing, reported that said Committee in session had acted on the following bill and ordered same returned to the House with a favorable report:

H. 97. To amend Section 6767 of Code of 1923.

H. 146. To prohibit the handling or distribution of magazine or other publications of literature that has been excluded from the U. S. mails.

Mr. Moxley, Chairman of the Standing Committee on Public Health, reported that said Committee in session had acted on the following bills and ordered same returned to the House with a favorable report:

H. 583. To amend Section 5001 of the Code of 1923.

S. 256. To repeal Sections 4348, 4349, 4352, 4355 and 4356 of Chapter 152, of Article 1, of the Code of 1923, relating to the public health laws of Alabama.

S. 257. To amend Section 2848 relating to public health laws of Alabama, of the Code of Alabama, 1923.

S. 260. To amend Sections 1051, 1058, 1059, 1063, 1073, 1074, 1081, 1087, 1134, 1135, 1141, 1146, of Chapter 31 of Article 1, of the Code of Alabama, of 1923, all relating to the public health of Alabama.

Mr. Moxley, Chairman of the Standing Committee on Public Health, reported that said Committee in session had acted on the following bill and ordered same returned to the House with a favorable report with substitute:

H. 579. (With substitute) To provide for the sterilization of certain dangerous classes of society.

Mr. Johnson, Chairman of the Standing Committee on Insurance and Insurance Companies, reported that said Committee in session had acted on the following bills and ordered same returned to the House with a favorable report:

H. 463. To provide for the organization, regulation and operation of Farm Mutual Fire Insurance Associations.

H. 573. To authorize and regulate the renewal and extension of the charters and the corporate existence of life insurance companies when not otherwise provided.

H. 538. To authorize the issuance of contingent endowment contracts of insurance by life insurance companies and fraternal benefit societies; and to provide for the maintenance of reserves thereon.

Mr. Johnson, Chairman of the Standing Committee on Insurance and Insurance Companies, reported that said Committee in session had acted on the following bill and ordered same returned to the house with a favorable report with amendment:

H. 229. (With amendment) Defining Co-operative non-profit Life Benefit Associations with representative form of government, providing the terms on which such associations may do business in this State, providing for the re-incorporation of such foreign associations, providing for the taxation, suits and service regulation and control of the business of such associations doing business in this state and providing the conditions under which such associations may become legal reserve life insurance companies.

Mr. Ward of Tuscaloosa, Chairman of the Standing Committee on Education, reported that said Committee in session had acted on the following bill and ordered same returned to the House with a favorable report with amendment:

H. 211. (With amendment) To provide for the election of a County Superintendent of Education for every county in the State of Alabama, to fix his term of office, to prescribe his salary and the manner of payment, to define his qualifications, powers and duties, to provide for his removal from office.

Mr. Poole, Chairman of the Standing Committee on Public Roads and Highways, reported that said Committee in session had acted on the following bills and ordered same returned to the House with a favorable report:

H. 419. To amend Sections 5, 10, 13, 16, and 22 of an Act entitled "An act relating to and to further provide for the revenue of the State of Alabama by providing for the registration and identification of motor vehicles, motor tractors, jitney busses, and trailers used on the public highways of Alabama and for the registration or license fee therefor, and to further provide for the revenue of the State of Alabama." Approved September 13, 1925.

H. 420. To amend Section 13 of an act entitled, "An act to impose an excise tax, in addition to that already imposed by the Act approved February 10, 1923; on persons, corporations, copartnerships, companies, agencies or associations engaged in the business of selling, distributing, storing or withdrawing from storage for any purpose whatsoever gasoline or other liquid motor fuels or devices or substitutes therefor in this State; and providing for the collection and payment of such tax and distribution of the funds derived therefrom, and providing for its enforcement and fixing a penalty for the violation of any of the provisions hereof. Approved Jan. 25, 1927.

H. 421. To amend the title and Sections 1, 2, 3, 4, 5, 6, 7, 8, 11 and 12, of an act entitled, "An Act imposing an excise tax on persons, corporations, copartnerships, companies, agencies or associations engaged in the business of selling, or distributing gasoline or other liquid motor fuels in this State— providing for the collection and payment of such tax and the distribution of the funds derived therefrom and fixing the penalties for the violation of any of the provisions of this act, approved Feb. 10, 1923.

Mr. Smith, Chairman of the Standing Committee on County and County Boundaries, reported that said Committee in session had acted on the following bill and ordered same returned to the House with a favorable report:

H. 100. To authorize Courts of County Commissioners, or other governing bodies of counties to employ or appoint purchasing agents for the county and to prescribe the duties of such purchasing agents and fix their compensation.

Mr. Lee, Chairman of the Standing Committee on Banks and Banking, reported that said Committee in session had acted on the following bill and ordered same returned to the House with a favorable report with substitute:

H. 416. (With substitute) To provide for the incorporation and powers of "Building and Loan Associations"; to provide for their regulation, examination, supervision and taxation for the purpose of defraying the expense of carrying out the provisions of this act.

The above and foregoing bills were severally read a second time and placed on the Calendar.

BILLS REPORTED ADVERSELY

Mr. Smith, Chairman of the Standing Committee on County and County Boundaries reported that said Committee, in session, had acted on the following Bill and ordered same returned to the House with an adverse report:

H. 556.

Mr. Sanderson, Chairman of the Standing Committee on Revision of Laws reported that said Committee, in session, had acted on the following bills and ordered same returned to the House with an adverse report:

H. 462.

Also:

H. 578.

Mr. Johnson, Chairman of the Standing Committee on Insurance and Insurance Companies reported that said Committee, in session, had acted on the following Bills and ordered same returned to the House with an adverse report:

H. 393.

Also:

H. 398.

Also:

H. 408.

Also:

H. 537.

Mr. Poole, Chairman of the Standing Committee on Public Roads and Highways reported that said Committee, in session had acted on the following bills and ordered same returned to the House with an adverse report:

H. 328.

Also:

H. 469.

Also:

H. 655.

Mr. Simpson, Chairman of the Standing Committee on Judiciary reported that said Committee, in session, had acted on the following bills and ordered same returned to the House with an adverse report:

H. 437,

Also:

H. 438,

Also:

H. 441,

Also:

H. 652,

Also:

H. 658,

Also:

H. 659,

Also:

H. 671,

Also:

H. 687.

Also:

H. 689,

Also:

S. 154.

The above and foregoing bills were severally read a second time and placed on the Adverse Calendar.

MESSAGE FROM THE SENATE

Mr. Speaker:

The Senate has originated and passed the following bills, and sends same herewith to the House.

By Mr. Fite:

S. 37. To adopt as a part of the Code of Alabama all General Acts passed in 1923 on and after July 10, 1923 and incorporated in the four printed volumes published in 1924 as the Code of Alabama, as of August 17th, 1924.

Also:

By Mr. Fite:

S. 143. To create a fund to be used by the Sheriff of each County in the State of Alabama having a population of 200,000 or more, according to the last or any subsequent Federal census, for the purpose of defraying the expenses of sending for, returning and transporting prisoners and fugitives from justice, and to provide for the expenditure and replenishing of said fund.

Also:

By Mr. Caffey (with notice and proof):

S. 284. To amend Section 6 of an Act entitled "An Act to establish a board of revenue for Lowndes County, and to define the powers and duties of said board of revenue," approved March 7, 1876.

With notice and proof thereto attached and herewith exhibited as follows:

NOTICE

Notice is hereby given that a bill will be introduced in the present legislature of Alabama, at the adjourned session thereto, to amend Section Six (6) of an act to establish a board of revenue for Lowndes county and to define the powers and duties of said board of revenue, approved March 7, 1876.

AN ACT

Be it enacted by the legislature of Alabama, that Section Six (6) of an Act approved March 7, 1876, establishing a board of revenue for Lowndes County and defining the powers and duties of said board of revenue, be amended so as to read as follows:

Be it further enacted, that said board shall hold four sessions annually, Viz: On the second Mondays in February, May, August and November and may hold special terms at any time on the call of the Chairman or any two members of the board.

Notice of holding special terms shall be given by notices mailed by the Clerk of the Board of Revenue, three days prior to the holding of such special terms.

Board of Revenue,
By R. J. Staggers, Chairman.

THE STATE OF ALABAMA,
Lowndes County.

Before me, O. P. Edwards, a Notary Public in and for said State and County, personally appeared J. D. Lamar, who being duly sworn, deposes

and says, that he is the owner and publisher of the Lowndes Signal, a weekly newspaper published in Fort Deposit, Lowndes County, Alabama, and that the foregoing notice has been published in the said Lowndes Signal for five consecutive weeks, appearing in the issues dated May 12th, 19th and 26th and June 2nd and 9th, 1927.

J. D. Lamar,

Owner and Publisher Lowndes Signal.

Sworn to and subscribed before me on this the 13 day of July, 1927.

(Seal)

O. P. Edwards,
Notary Public.

Also:

By Mr. Caffey (with notice and proof):

S. 285. To amend Section 1 of an Act, entitled "An Act to divide the county of Lowndes into five districts and to provide for the election of a member of the board of revenue from each district," approved July 29th, 1907.

With notice and proof thereto attached and herewith exhibited as follows:

NOTICE

Notice is hereby given that a bill will be introduced in the present legislature of Alabama, at the adjourned session thereof to amend Section One (1) of an Act approved July 29th, 1907, to divide the County of Lowndes into five districts and to provide for the election of a member of the Board from each district.

AN ACT

Be it enacted by the legislature of Alabama, that Section One (1) of an Act approved July 29th, 1907, dividing the County of Lowndes into five districts and to provide for the election of a member of the Board of Revenue from each district, be amended so as to read as follows:

Section 1. The County of Lowndes is hereby divided into five districts as follows:

The First District shall be composed of the following precincts, viz: Numbers 18, 19, 20, 1 and 2.

The Second District shall be composed of the following precincts, viz: 3, 4, 9 and 13.

The Third District shall be composed of the following precincts, viz: 5, 6, 7 and 21.

The Fourth District shall be composed of the following precincts, viz: 8, 10, 11 and 12.

The Fifth District shall be composed of the following precincts, viz: 14, 15, 16 and 17.

Board of Revenue,
By R. J. Staggers, Chairman.

THE STATE OF ALABAMA,

Lowndes County.

Before me, O. P. Edwards, a Notary Public in and for said State and county, personally appeared J. D. Lamar who being duly sworn, deposes and says, that he is the owner and publisher of the Lowndes Signal, a weekly newspaper published in Ft. Deposit, Lowndes County, Alabama, and that the foregoing notice has been published in the said Lowndes Signal

for five consecutive weeks appearing in the issues dated May the 12th, 19th, and 26th, and June 2nd, and 9th, 1927.

Sworn to and subscribed before me on this the 13 day of June, 1927.
(Seal)

J. D. Lamar,
O. P. Edwards,
Notary Public.

SENATE MESSAGE

The Senate Bills the titles to which are set out in the above and foregoing Message from the Senate were severally read one time and referred to appropriate Standing Committees, as follows:

Judiciary, S. 37.

Local Legislation: S. 143; S. 284; S. 285.

MESSAGE FROM THE SENATE

Mr. Speaker:

The Senate has originated and adopted the following Joint Resolution:

By the Rules Committee:

H. J. R. 57. Resolved by the Senate, the House concurring, that when the two houses adjourn today, they adjourn to reconvene on Tuesday, July 5th, 1927.

And send same herewith to the House.

J. E. Speight,
Secretary.

SENATE MESSAGE

On motion of Mr. Tunstall the House concurred in and adopted the S. J. R. 57 set out in the above and foregoing Message from the Senate.

REPORT OF COMMITTEE ON ENGROSSED BILLS

Mr. Speaker:

Your standing Committee on Engrossed Bills beg leave to report that said Committee, in session, has compared the following engrossed bills with the original bills and find same correctly engrossed, to-wit:

H. 271. To regulate further primary elections for the nomination by political parties of candidates for public office within the State of Alabama.

R. C. Wallace,
Chairman.

The report of the Committee on Engrossed Bills was concurred in and adopted.

In accordance with written notice given the House on the last Legislative Day Mr. Darden made the following motion in writing:

"I move that the Committee on Local Legislation be directed to report Senate Bill 183 to the House on the next Legislative Day."

John A. Darden,

And on motion of Mr. Morrow the motion of Mr. Darden was laid upon the table.

RECOMMITTAL OF BILLS

On motion of Mr. Hawkins the Bill H. 685 was recommitted to the Standing Committee on Judiciary.

And on motion of Mr. Ware the Bill, H. 536, was recommitted to the Standing Committee on Judiciary.

BILL INDEFINITELY POSTPONED

On motion of Mr. Ward of Tuscaloosa the Bill S. 2 was indefinitely postponed.

To The Honorables William C. Davis, Lieutenant Governor, and Ex Officio President of the Senate, and J. Lee Long, Speaker of the House of Representatives:

Dear Sirs:

Replying to the joint resolution of the Legislature soliciting an opinion from the judges of the Supreme Court as to the constitutionality of certain features of a proposed act pending in the Senate and being one to put into effect the constitutional amendment authorizing Mobile County to increase its tax rate for the purpose of constructing roads and bridges, Acts 1923, Page 594, we beg leave to say:

1. We do not think that sections 3 and 21 are in conflict with or repugnant to said constitutional amendment.

2. As to the last part of the first inquiry in question 1, which asks if said sections "are in conflict with any other provision of the Constitution?" we must respectfully decline to answer as said inquiry is too broad and indefinite. And this answer must also apply to questions 2, 3, 4, 5 and 6.

3. Replying to question 7, we do not think the proposed act contains two general subjects so as to render it violative of Section 45 of the Constitution.

4. In answer to question 8, we say that the bill proposed is unquestionably a local law under Section 110 of the Constitution and cannot be validly enacted without complying with Section 106 as to notice. The amendment applies only to Mobile County and the act attempting to put said amendment in effect can have no possible present application to any other county. Nor can it have any future application to any other county without the aid of additional constitutional amendments and which, of course, renders such application merely speculative and conjectural.

We do not think a local bill putting the said amendment into effect would be violative of sub-divisions 15 and 17 of Section 104 of the Constitution. The amendment being local in its character can only become effective by a local law and therefore the adoption of said amendment auto-

matically amended these sub-divisions of Section 104 in so far as they may have conflicted therewith, that is, as applicable to Mobile County in so far as the Mobile amendment was involved. The fact, however, that the amendment may be put into effect by a local law does not dispense with a compliance with Section 106 of the Constitution as to notice—Birmingham Electric Co. v. Harry, Sou. Rep. 41.

Respectfully,
Jno. C. Anderson,
Chief Justice.

Ormond Somerville,
Lucien J. Gardner,
William H. Thomas,
Virgil Bouldin,
Associate Justices.

The above and foregoing was read at length and ordered spread upon the Journal.

BILLS ON THIRD READING

H. 339. To provide and set apart certain offices and rooms in the State Capitol Building for the sole use of the Legislature and to make an appropriation for the repairing, furnishing and equipping of said offices and rooms and the Senate Chamber and Hall of the House of Representatives and to provide for the appointment of the necessary committee or committees to carry into effect the provisions of this Act.

Was read a third time at length and passed.

Yeas, 63; Nays, 9.

Yeas:

Messrs.:

Mr. Speaker	Fite	Lee	St. John
Adcock	Frey	Lovelace	Sanders (Conecuh)
Allen	Golson	Luck	Sanders (Pike)
Anderson	Goode	McAdory	Sanderson
Ashcraft	Goodwyn	Martin	Smith
Baldwin	Green	Matthews	Stephens
Bartlett	Grove	Merrill	Stewart (Calhoun)
Beebe	Guy	Miller (Sumter)	Thompson
Bryant	Hawkins	Molette	Tunstall
Burns	Hughes	Morrow	Vickers
Carter	Jeter	Parish	Wallace
Christian	Johnson	Patterson	Ward (Geneva)
Cook	Jordan (Etowah)	Poole	Ware
Darden	Jordan (Washington)	Ringer	Weldon
Deloney	Kirkpatrick	Rivers	Winn
Edwards	Langdon	Rogers (Mobile)	

—63

Nays:

Messrs.:

Cannon	Jones (Bullock)	Powell	Rankin
Harwood	Nipper	Quillin	Tompkins
Hollis			

—9

And on motion of Mr. Poole the bill H. 339 was ordered sent forthwith to the Senate without engrossment.

H. 353. To provide for the disposition of certain surplus state documents now in the possession of the Department of Archives and History, held in custody for the several other State Departments, Bureaus, Boards, Commission and other offices and to repeal that Act of the Legislature approved Sept. 23, 1915, and embodied in Sec. 1408 of the Code of 1923, and to appoint a commission to carry into effect these provisions.

Was read a third time at length and passed.

Yeas, 70; Nays, 0.

Yeas:

Messrs.:

Mr. Speaker	Edmundson	Jordan (Etowah)	Poole
Adcock	Edwards	Jordan (Washington)	Powell
Allen	Fite	Kirkpatrick	Quillin
Anderson	Frey	Lee	Rankin
Ashcraft	Golson	Lovelace	Reeder
Baldwin	Goode	Luck	Ringer
Bartlett	Goodwyn	Matthews	Rivers
Beebe	Green	Miller (Marengo)	Sanders (Pike)
Brunson	Grove	Miller (Sumter)	Sanderson
Bryant	Gullatt	Molette	Simpson
Burns	Harwood	Monk	Stephens
Cannon	Hawkins	Morrow	Stewart (Calhoun)
Carter	Hollis	Nipper	Tompkins
Christian	Howell	Owens	Wallace
Cook	Hubbard	Parish	Ware
Darden	Hughes	Patterson	Weldon
Deloney	Jeter	Pegues	Winn
Denson	Johnson		

—70

And on motion of Mr. Poole the bill H. 353 was ordered sent forthwith to the Senate without engrossment.

H. 589. To divide Coosa County, Alabama, into five county board of education districts, to define the boundaries of said districts, to provide for the nomination and election of a member of the county board of education of Coosa County from each of said districts for said county, to provide for the nomination and election of two members of the county board of education of Coosa County, Alabama, from the county at large to serve until the general election in 1930; to prescribe the terms of office of each member of the county board of education of Coosa County, Alabama; to define the duties of the county board of education of said county of Coosa and State of Alabama, thus elected; and to provide that women may serve on the county board of education of Coosa County, Alabama.

Was read a third time at length and passed.

Yeas, 65; Nays, 0.

Yeas:

Messrs:

Mr. Speaker	Edwards	Hughes	Pegues
Ashcraft	Fite	Jeter	Pitts
Bartlett	Frey	Johnson	Poole
Beebe	Golson	Lawler	Powell
Brunson	Goode	Lee	Quillin
Bryant	Goodwyn	Lovelace	Rankin
Burns	Graves	Luck	Reeder
Byars	Green	Martin	Ringer
Cannon	Grove	Merrill	St. John
Carter	Gullatt	Molette	Smith
Christian	Guy	Monk	Starnes
Cockrell	Hampton	Morrow	Stephens
Cook	Hawkins	Mullen	Vickers
Darden	Hollis	Nipper	Ware
Deloney	Howard	Owens	Webb
Denson	Howell	Parish	Weldon
Desear			

—65

H. 553. To amend Sec. 3 of an Act to provide for the establishing, construction and maintaining of public roads and bridges in Cullman County, Alabama; creating a highway commission for said county, and defining its powers, jurisdiction and duties.

Was read a third time at length and passed.

Yeas, 65; Nays, 0.

Yeas:

Messrs.:

Mr. Speaker	Guy	Martin	Rogers (Mobile)
Adcock	Hampton	Matthews	St. John
Allen	Harwood	Merrill	Sanderson
Anderson	Hawkins	Miller (Marengo)	Shepherd
Baldwin	Hollis	Miller (Sumter)	Shivers
Bartlett	Howard	Molette	Simpson
Beebe	Howell	Patterson	Thompson
Brunson	Hubbard	Pegues	Tompkins
Bryant	Hughes	Pitts	Tunstall
Burns	Jeter	Poole	Vickers
Byars	Johnson	Powell	Waddell
Cannon	Lawler	Quillin	Wallace
Frey	Lee	Rankin	Ware
Golson	Lovelace	Reeder	Webb
Goodwyn	Luck	Ringer	Weldon
Graves	McAdory	Rivers	Winn
Gullatt			

—65

H. 355. To fix and determine the boundary line of that portion of the City of Gadsden, Alabama, that lies east of the Coosa River and to incorporate within the corporate limits of the City of Gadsden the territory bounded by said line and the east bank of the Coosa River.

Was read a third time at length and passed.
Yeas, 65; Nays, 0.

Yeas:

Messrs.:

Mr. Speaker	Graves	Lawler	Rankin
Adcock	Green	Lee	Reeder
Allen	Grove	Luck	Ringer
Anderson	Guy	Martin	Rogers (Elmore)
Ashcraft	Hampton	Merrill	Sanderson
Baldwin	Hawkins	Molette	Shivers
Bartlett	Hollis	Monk	Smith
Beebe	Howard	Morrow	Stewart (Calhoun)
Brunson	Howell	Nipper	Vickers
Bryant	Hughes	Parish	Waddell
Burns	Jeter	Patterson	Wallace
Byars	Johnson	Pegues	Ward (Geneva)
Cannon	Jones (Bullock)	Pitts	Ward (Tuscaloosa)
Carter	Jordan (Etowah)	Poole	Ware
Cook	Jordan (Washington)	Powell	Weldon
Goode	Kirkpatrick	Quillin	Winn
Goodwyn			

—65

H. 593. To provide for the election of a county superintendent of education for Henry County, Alabama, to fix his term of office, to prescribe his salary, and manner of payment, to define his qualifications, powers and duties, and to provide for the election of his successor in office.

Was read a third time at length and passed.

Yeas, 65; Nays, 0.

Yeas:

Messrs.:

Mr. Speaker	Goodwyn	Langdon	Rogers (Mobile)
Adcock	Graves	Lawler	St. John
Allen	Green	Luck	Sanders (Conecuh)
Burns	Grove	McAdory	Sanders (Pike)
Byars	Gullatt	Martin	Sanderson
Cannon	Guv	Matthews	Shepherd
Carter	Hollis	Merrill	Shivers
Cook	Howard	Miller (Sumter)	Simpson
Darden	Howell	Molette	Smith
Deloney	Hubbard	Monk	Starnes
Denson	Hughes	Morrow	Stephens
Desear	Jeter	Parish	Wallace
Edmundson	Jones (Bullock)	Patterson	Ware
Edwards	Jordan (Etowah)	Pegues	Webb
Fite	Jordan (Washington)	Pitts	Weldon
Frey	Kirkpatrick	Rogers (Elmore)	Winn
Golson			

—65

H. 594. To make it lawful for any person or persons to use fish traps with fingers or slats not less than one and one-half inches apart for the purpose of taking or catching fish in the

Choctawhatchee River, in the Big Abby Creek, in the Backswoods Creek, Omercer Creek, or any part of said streams that lie within Henry County, Alabama, and to further regulate the operation of such traps.

Was read a third time at length and passed.

Yeas, 65; Nays, 0.

Yeas:

Messrs:

Mr. Speaker	Goode	Langdon	Rivers
Allen	Goodwyn	Lawler	Shivers
Anderson	Graves	Lee	Simpson
Ashcraft	Hampton	• Lovelace	Smith
Bartlett	Harwood	Miller (Marengo)	Starnes
Beebe	Hawkins	Miller (Sumter)	Stephens
Brunson	Hollis	Molette	Thompson
Bryant	Howard	Monk	Tompkins
Christian	Howell	Morrow	Waddell
Darden	Hubbard	Nipper	Wallace
Deloney	Hughes	Norman	Ward (Geneva)
Denson	Jeter	Owens	Ward (Tuscaloosa)
Desear	Johnson	Parish	Ware
Edwards	Jones (Bullock)	Powell	Webb
Fite	Jordan (Etowah)	Quillin	Weldon
Frey	Kirkpatrick	Rankin	Winn
Golson			

—65

S. 46. To establish an inferior court in precincts 2 and 33, in Jefferson County, Alabama, said precincts lying within or partly within the city of Bessemer, in lieu of all justices of the peace, in said precincts and in lieu of all other inferior courts, created in lieu of justices of the peace heretofore created in said territory, to define the jurisdiction and powers of the said court, the judge, clerks and other officers thereof; to define the jurisdiction thereof, provide for a place for holding said court, provide for the terms and salaries of said judge, clerks and officers of said court, the payment of their salaries and the manner of their appointment and election.

Was read a third time at length and passed.

Yeas, 65; Nays, 0.

Yeas:

Messrs:

Mr. Speaker	Burns	Green	Hubbard
Adcock	Byars	Grove	Hughes
Allen	Cannon	Gullatt	Jeter
Anderson	Desear	Guy	Johnson
Ashcraft	Fite	Hampton	Kirkpatrick
Baldwin	Frey	Harwood	Langdon
Bartlett	Golson	Hawkins	Lawler
Beebe	Goode	Hollis	Lee
Brunson	Goodwyn	Howard	Luck
Bryant	Graves	Howell	McAdory

Martin	Norman	Rogers (Elmore)	Stephens
Matthews	Owens	Rogers (Mobile)	Wallace
Merrill	Parish	St. John	Ware
Molette	Patterson	Simpson	Webb
Monk	Ringer	Smith	Weldon
Morrow	Rivers	Starnes	Winn
Nipper			

—65

H. 566. To authorize the Court of County Commissioners of Limestone County, Alabama, to levy a tax or privilege license on all persons selling, or keeping in storage for sale, gasoline, wocopep, or any other motor fuel used by self propelled vehicles, and to provide rules, regulations and machinery for the collection thereof; and to provide penalties for the violation of such rules and regulations:

Was read a third time at length and passed.

Yeas, 65; Nays, 0.

Yeas:

Messrs:

Mr. Speaker	Fite	Johnson	Molette
Adcock	Frey	Jones (Bullock)	Poole
Allen	Golson	Jordan (Etowah)	Powell
Beebe	Goode	Jordan (Washington)	Quillin
Brunson	Goodwyn	Kirkpatrick	Rankin
Bryant	Graves	Langdon	Reeder
Burns	Green	Lawler	Ringer
Byars	Grove	Lee	Rivers
Cannon	Gullatt	Lovelace	Rogers (Mobile)
Carter	Guy	Luck	St. John
Cook	Hampton	McAdory	Sanders (Conecuh)
Darden	Harwood	Martin	Sanders (Pike)
Deloney	Hawkins	Matthews	Stewart (Bibb)
Denson	Hollis	Merrill	Stewart (Calhoun)
Desear	Howard	Miller (Marengo)	Ward (Geneva)
Edmundson	Jeter	Miller (Sumter)	Ward (Tuscaloosa)
Edwards			

—65

H. 604. To fix the compensation or salaries and allowances to be paid to sheriffs in all counties in this State, which now have or which may hereafter have a population of 75,000 people and less than 95,000 people according to the last Federal census or any such census which may hereafter be taken where such sheriffs are constitutionally paid upon a salary basis and to regulate the payment of same, and to regulate the office of said sheriff, and to impose additional duties upon said sheriffs, and to provide for deputies and other assistance to said sheriffs and the selection and appointment thereof, and the manner of fixing their compensation and provide for paying the same, and to provide for the payment of premium on such sheriffs' and deputies' bonds, and to authorize, empower and require the courts of county commissioners, boards of revenue or other courts of like

jurisdiction to provide and furnish the said sheriffs with necessary quarters, books, stationery and other necessities and conveniences to the sheriffs of such counties and to provide for the payment of same.

Was read a third time at length and passed.

Yeas, 65; Nays, 0.

Yeas:

Messrs:

Mr. Speaker	Frey	Martin	Rogers (Elmore)
Adcock	Golson	Matthews	Rogers (Mobile)
Allen	Goode	Merrill	St. John
Anderson	Goodwyn	Miller (Marengo)	Sanders (Conecuh)
Ashcraft	Hampton	Miller (Sumter)	Sanders (Pike)
Baldwin	Harwood	Molette	Sanderson
Bartlett	Hawkins	Monk	Shivers
Beebe	Jones (Bullock)	Morrow	Simpson
Bryant	Jordan (Etowah)	Nipper	Thompson
Carter	Jordan (Washington)	Norman	Tompkins
Darden	Kirkpatrick	Owens	Tunstall
Deloney	Langdon	Parish	Vickers
Denson	Lawler	Patterson	Ware
Desear	Lee	Powell	Webb
Edmundson	Lovelace	Ringer	Weldon
Edwards	Luck	Rivers	Winn
Fite			

—65—

And on motion of Mr. Goodwyn the bill H. 604 was ordered sent forthwith to the Senate without engrossment.

H. 574. Relating to dependent, neglected or delinquent children in all counties of Alabama, which now have, or which hereafter may have, a population of not less than seventy-five thousand people and not more than ninety-five thousand people according to the last Federal census or any such census that may be taken hereafter; to declare who are dependent, neglected or delinquent children, to declare that such children shall be wards of the State, to provide for their custody, discipline, supervision, care, protection, guardianship, and welfare; to create and establish in such counties juvenile and domestic relations courts and to provide for their equipment and maintenance; to create and confer upon such courts jurisdiction under the terms of this Act; to try and determine the question of dependency, neglect or delinquency of children in such counties; and when found to be such to adjudicate and determine all questions as to their guardianship, custody, supervision, discipline, care, control, protection and training, and generally to confer upon such court jurisdiction and power to try and determine all questions arising under the terms of this Act or which may otherwise be referred to them by law for adjudication, or which may be necessary or convenient to the exercise of such jurisdiction or to carry out the

purpose and intent of this Act; to provide for the trial and punishment of those who aid, abet, cause or connive at or contribute to the delinquency, neglect or dependency of such children; to provide and regulate the procedure in such cases; to confer power upon such courts to make rules and regulations; and to provide such forms when not otherwise provided for, under the terms of this Act as shall be found necessary or convenient to the exercise of its jurisdiction or for the conduct of probation officers or their work, as provided for in this Act; to provide for the taking and enforcing of recognizances and bonds; and for the taking of appeals from the decisions of such court; to provide for the trial of any delinquent in a criminal court of competent jurisdiction who has shown himself or herself to be unamenable to the discipline provided for such delinquent as provided under the terms of this Act; and for the appointment of an advisory board to such court and to define the duties and powers of such court; to provide for the selection of the judge and other officers of such court and to define their powers and duties; and to provide for their compensation; to declare that should any part of this Act be found unconstitutional that it shall not affect the remainder thereof and to provide for the repeal of all laws in conflict with this Act.

Was read a third time at length and passed.

Yeas, 65; Nays, 0.

Yeas:

Messrs:

Mr. Speaker	Darden	Hollis	Pegues
Adcock	Deloney	Howard	Pitts
Allen	Denson	Howell	Poole
Anderson	Desear	Hubbard	Powell
Ashcraft	Edmundson	Hughes	Quillin
Baldwin	Edwards	Jeter	Rankin
Bartlett	Fite	Johnson	Reeder
Beebe	Frey	Martin	Ringer
Brunson	Golson	Molette	Rivers
Bryant	Goode	Monk	St. John
Burns	Goodwyn	Morrow	Sanderson
Byars	Graves	Nipper	Shepherd
Cannon	Green	Norman	Shivers
Carter	Grove	Owens	Simpson
Christian	Gullatt	Parish	Smith
Cockrell	Guy	Patterson	Starnes
Cook			

—65

And on motion of Mr. Sanderson the bill H. 574 was ordered sent forthwith to the Senate without engrossment.

H. 382. To amend Section 5526 of the Criminal Code of Alabama.

Was read a third time at length and passed.

Yeas, 65; Nays, 0.

Yeas:**Messrs:**

Mr. Speaker	Hampton	Monk	Rogers (Elmore)
Adcock	Harwood	Morrow	Starnes
Allen	Hawkins	Nipper	Stephens
Beebe	Hollis	Norman	Stewart (Bibb)
Brunson	Howard	Owens	Stewart (Calhoun)
Burns	Howell	Parish	Thompson
Carter	Hubbard	Patterson	Tunstall
Darden	Hughes	Pegues	Vickers
Deloney	Jeter	Pitts	Waddell
Goode	Jordan (Etowah)	Poole	Wallace
Goodwyn	Jordan (Washington)	Powell	Ward (Geneva)
Graves	Langdon	Quillin	Ward (Tuscaloosa)
Green	Lawler	Rankin	Ware
Grove	McAdory	Reeder	Webb
Gullatt	Martin	Ringer	Weldon
Guy	Molette	Rivers	Winn

—65

And on motion of Mr. Sanderson the bill H. 382 was ordered sent forthwith to the Senate without engrossment.

H. 638. To establish an additional or branch court house at Phenix City, in Russell County, Alabama; to divide the county into Northern and Southern divisions for such circuit court and to fix the boundary line between the two; to provide for the manner and form of the process for causes to be heard in the different divisions; to require certain officers of the county to keep an office at such branch court house; to fix the duties and compensation for such officers; to provide for grand and petit juries; to fix the jurisdiction and venue of each division of both civil and criminal cases, and to provide for the removal of such cases from one division to the other; to provide the method of appeal from inferior courts to the respective divisions of the Circuit Court; to fix requirements as to the confinement of prisoners in the county jail; to provide for the jury and nonjury terms of Circuit Court in said divisions; to fix the method of determining said terms; to provide for regular and special meetings of the board of revenue of said county in each division; to declare and fix the duties of the judge of probate with reference to said branch office and the two divisions; to provide for the penalty for failure to comply with his duty and to fix compensation therefor; to provide for the holding of county court in each division and the jurisdiction of cases as to the said divisions; to provide for the appointment of a deputy clerk and fix his compensation: To require Phenix City, in Russell County, Alabama, to furnish quarters for the said county officers, safe-keeping of the records thereof, and for the furnishing of said offices with furniture, fixtures, equipment, etc.: To provide for the furnishing of books and stationery by the county; to fix the method and

time by which said Act shall be and be declared to be operative and effective, and the time within which the first term of the circuit court shall be held in said Northern division; to fix the duties and provide the compensation of the tax collector and tax assessor with reference to said branch or additional court house and division.

Was read a third time at length and passed.

Yeas, 60; Nays, 0.

Yeas:

Messrs:			
Mr. Speaker	Edwards	Miller (Marengo)	Simpson
Adcock	Fite	Miller (Sumter)	Smith
Allen	Frey	Nipper	Starnes
Anderson	Golson	Norman	Stephens
Ashcraft	Goode	Owens	Stewart (Bibb)
Baldwin	Grove	Parish	Thompson
Bartlett	Hollis	Pegues	Tompkins
Beebe	Howard	Pitts	Tunstall
Brunson	Howell	Poole	Vickers
Bryant	Hubbard	Rogers (Mobile)	Wallace
Burns	Hughes	St. John	Ward (Geneva)
Byars	Jeter	Sanders (Conecuh)	Ward (Tuscaloosa)
Cannon	Johnson	Sanders (Pike)	Ware
Carter	Jones (Bullock)	Sanderson	Webb
Denson	Lee	Shepherd	Weldon
Desear	Loveland	Shivers	Winn
Edmundson			

—65

And on motion of Mr. Smith the bill H. 638 was ordered sent forthwith to the Senate without engrossment.

H. 612. To further prescribe the duties and fix the salary of the court reporter of the Seventeenth Judicial Circuit of Alabama and to provide for the payment of same.

Was read a third time at length and passed.

Yeas, 65; Nays, 0.

Yeas:

Messrs.:			
Mr. Speaker	Goode	Jordan (Etowah)	Norman
Adcock	Goodwyn	Jordan (Washington)	Owens
Allen	Graves	Langdon	Parish
Beebe	Green	Lawler	Patterson
Bryant	Grove	Lee	Pegues
Burns	Gullatt	Loveland	Pitts
Byars	Guy	Luck	Ringer
Cannon	Hampton	McAdory	Rivers
Carter	Harwood	Martin	Rogers (Elmore)
Cook	Hawkins	Matthews	Rogers (Mobile)
Darden	Hightower	Merrill	St. John
Deloney	Hollis	Miller (Marengo)	Sanders (Conecuh)
Denson	Hughes	Miller (Sumter)	Sanders (Pike)
Desear	Jeter	Molette	Sanderson
Fite	Johnson	Monk	Shepherd
Frey	Jones (Bullock)	Nipper	Shivers
Golson			

—65

WITHDRAWAL OF BILL

Mr. Langdon requested unanimous consent to withdraw the Bill, H. 665 To require fire insurance companies, their resident agents, or special agents, to make a personal inspection of the physical properties insured and to provide penalties thereof.

Unanimous consent was given and the Bill, H. 665 was withdrawn from the House.

CERTIFICATE OF CLERK

To the House of Representatives:

I hereby certify that the bills and H. J. R. hereinafter mentioned were delivered to the Executive Department on the date and hour named and that I hold the receipt of the Executive Department for the same.

Delivered to Governor at 10:30 A. M. on July 1, 1927.

H. 129.

H. 138.

H. 340.

ADJOURNMENT

On motion of Mr. Deloney the House, in accordance with a Senate Joint Resolution heretofore adopted, adjourned until Tuesday, July 5th, 1927 at 2:30 P. M.

TWENTY-EIGHTH DAY

Montgomery, Alabama.
House of Representatives,
Tuesday, July 5th, 1927.

The House met pursuant to adjournment.

PRAYER

The session was opened with prayer by Rev. Mr. Mullen of the House.

ROLL CALL

On a call of the roll of the House the following members answered to their names:

Messrs:			
Mr. Speaker	Goodwyn	Martin	St. John
Adcock	Green	Matthews	Sanders (Conecuh)
Allen	Grove	Merrill	Sanders (Pike)
Anderson	Gullatt	Miller (Marengo)	Sanderson
Ashcraft	Guy	Miller (Sumter)	Shepherd
Baldwin	Hampton	Molette	Shivers
Bartlett	Harwood	Monk	Simpson
Beebe	Hawkins	Morrow	Smith
Brunson	Hightower	Moxley	Starnes
Bryant	Howard	Mullen	Stephens
Burns	Howell	Nipper	Stewart (Bibb)
Byars	Hubbard	Norman	Stewart (Calhoun)
Cannon	Jeter	Owens	Thompson
Carter	Johnson	Parish	Tompkins
Christian	Jones (Bullock)	Patterson	Tunstall
Cockrell	Jones (Clebune)	Pegues	Vickers
Cook	Jordan (Etowah)	Pitts	Waddell
Darden	Jordan (Washington)	Poole	Wallace
Deloney	Kirkpatrick	Powell	Ward (Geneva)
Denson	Langdon	Quillin	Ward (Tuscaloosa)
Edmundson	Lawler	Reeder	Ware
Edwards	Lee	Ringer	Webb
Frey	Lovelace	Rivers	Weldon
Golson	Luck	Rogers (Elmore)	Winn
Goode	McAdory	Rogers (Mobile)	

—99

A quorum was present.

JOURNAL

The Chairman of the Standing Committee on Revision of the Journal made the following report:

REPORT OF STANDING COMMITTEE ON REVISION OF THE JOURNAL

Mr. Speaker:

Your standing committee on Revision of the Journal begs leave to report that said committee has carefully examined the Journal of the House for the 27th legislative day, and finds same correct.

R. G. Langdon,
Chairman.

The report of the committee was concurred in and adopted and the Journal for the 27th legislative day was approved.

LEAVE OF ABSENCE

Was granted to Messrs. Burleson, Desear, Fite, Groves, Hollis, Hughes and Rankin for today.

REPORT OF STANDING COMMITTEE ON ENROLLED BILLS

Mr. Speaker:

Your Standing Committee on Enrolled Bills reports that it has examined the following House Joint Resolution:

H. J. R. 76. Relative to the appointment of a joint committee to read and revise the manuscript of the Agricultural Code prepared by Hon. Harwell G. Davis, and to prescribe its powers and duties and to fix the compensation of the committee and clerk and provide for their pay.

And find same correctly enrolled.

Robt. B. Harwood,
Chairman.

SIGNING OF HOUSE JOINT RESOLUTION

The Speaker of the House in the presence of the House, immediately after the title had been publicly read by the Clerk, the reading at length having been dispensed with by a two-thirds vote of a quorum present, signed the House Joint Resolution, the title to which is set out in the above and foregoing report of the Standing Committee on Enrolled Bills.

RESOLUTIONS

The following resolutions were introduced:

By Mr. Stephens:

H. J. R. 81. Whereas, the attention of the House of Representatives of the State of Alabama has been called to the brutal beating of a nineteen year old orphan near Oneonta, in Blount

County, Alabama, by a masked and robed mob, whose identity it has been difficult to establish; and,

Whereas, Such cowardly and brutal assaults on any American citizen, especially an unarmed man, constitutes a real menace to the further maintenance of our institutions and to the protection of the life and liberty of our citizens guaranteed by the Constitution of the United States and by the Constitution of the State of Alabama, and,

Whereas, it is only by the most vigorous prosecution of the perpetrators of this crime, and the bringing to justice and the meting out of proper punishment to these cowardly assailants that the fair name of Alabama and of Blount County can remain untarnished; and,

Whereas, the Honorable Bibb Graves, Governor of the State of Alabama, has issued orders that four State Law Enforcement Officers be dispatched to the scene of the crime in order that a full and complete investigation may be had and the perpetrators of this brutality be brought to justice;

Now, Therefore, Be it Resolved by the House of Representatives, the Senate concurring, that we commend the action of the Honorable Bibb Graves, Governor of the State of Alabama, in attempting to bring to justice the cowardly assailants of Jeff Callaway:

Be it further Resolved, that the Legislature of Alabama does hereby request the Honorable Bibb Graves and the Honorable Charlie C. McCall, Governor and Attorney General respectively of the State of Alabama to continue a relentless, thorough and vigorous handling of this deplorable situation to the end that the perpetrators of this cruel outrage upon an unarmed orphan, nineteen years of age be speedily brought to justice and punished;

Be it Further Resolved that the Legislature of the State of Alabama does hereby pledge to the Law Enforcement Agencies of the State its fullest co-operation in the bringing to justice and the meting out of proper and adequate punishment to the parties composing this mob.

And on motion of Mr. Stephens the rules were suspended and the resolution was adopted.

By Mr. Patterson:

H. R. 82. Resolved by the House that House Bill No. 633, providing for the construction etc. of a Court House for Morgan County, Alabama, be and the same is hereby made a special, paramount and continuing order for Tuesday July 12th, 1927 immediately after the reports of Standing Committees.

And Resolution was referred to the Standing Committee on Rules.

INTRODUCTION OF BILLS

On a call of Counties Bills were introduced, severally read one time and referred to appropriate Standing Committee as follows:

By Mr. Brunson (By Request) :

H. 726. To amend Section 7093 of the Code of Alabama of 1923.

Corporations.

By Mr. Jeter (Notice and Proof) :

H. 727. To amend an Act to amend Section 3 of an act entitled an Act "To establish an Inferior Court in Precincts 21, 37, 10, 34, 42 and 46, in Jefferson County, Alabama, and in all other precincts lying within, or partly within, the City of Birmingham, Alabama, except Precincts 45, 52 and 29, in lieu of all justices of the peace in said precincts, and in lieu of all notaries public, with powers of justices of the peace, and in lieu of all other Inferior Courts created in lieu of justices of the peace heretofore created in said territory, to define the jurisdiction and powers of said court, the judge, clerks, and other officers thereof; to define the jurisdiction thereof, provide for a place of holding said court, terms and salaries of said judge and officers of said court, the manner of their appointment and election, and the payment of their salaries." Approved July 12, 1915.

Local Legislation.

Notice and Proof H. 727:

LEGAL NOTICE

A BILL

To be Entitled an Act to amend an Act to amend Section 3 of an Act entitled an Act: "To establish an Inferior Court in Precincts 21, 37, 10, 34, 42 and 46, in Jefferson County, Alabama, and in all other precincts lying within, or partly within, the City of Birmingham, Alabama, except Precincts 45, 52 and 29, in lieu of all justices of the peace in said precincts and in lieu of all notaries public with powers of justices of the peace, and in lieu of all other Inferior Courts created in lieu of justices of the peace heretofore created in said territory; to define the jurisdiction and powers of said court, the judge, clerks, and other officers thereof, to define the jurisdiction thereof, provide for a place of holding said court, terms and salaries of said judge and officers of said court, the manner of their appointment and election, and the payment of their salaries." Approved July 12, 1915.

Section 1. Be it enacted by the Legislature of Alabama that Section 3 of an act entitled an act: "To establish an inferior court in precincts 21, 37, 10, 34, 42 and 46 in Jefferson County, Alabama, and in all other precincts lying within, or partly within, the City of Birmingham, Alabama, except precincts 45, 52 and 29 in lieu of all justices of the peace in said precincts and in lieu of all notaries public with powers of justices of the peace, and in lieu of all other inferior courts created in lieu of justices of the peace heretofore created in said territory, to define the jurisdiction and powers of said court, the judge, clerks, and other officers thereof; to

define the jurisdiction thereof, provide for a place of holding said court, terms and salaries of said judge and officers of said court, the manner of their appointment and election, and the payment of their salaries." Approved July 12, 1915, be and the same is hereby amended so as to read as follows:

Section 3. That the judge of the First Division and the judge of the Third Division of said court shall each receive an annual salary of Fifty One Hundred (\$5100.00) Dollars, payable in twelve equal monthly installments of Four Hundred and Twenty-five (\$425.00) Dollars each out of the County Treasury of Jefferson County, upon warrants drawn by the respective judges upon the county treasurer.

This act shall go in effect immediately after its passage.

STATE OF ALABAMA,

County of Jefferson.

Before me, the undersigned authority, in and for the county and State, aforesaid personally appeared George M. Howle, editor of The Weekly Call, a weekly newspaper published in said state and county, who being by me first duly sworn deposes and says that the notice a true copy of which is hereto attached was published in The Weekly Call, once a week for Five consecutive weeks, commencing on May 25, 1927.

Geo. M. Howle,

Editor of The Weekly Call.

Sworn to before me, and signed in my presence, this 5th day of July, 1927.

Patricia McKenzie,

Notary Public.

By Mr. McAdory (Notice and Proof) :

H. 728. To amend an Act to amend Section 4 of an Act entitled an Act "To establish an Inferior Court in Precincts 21, 37, 10, 34, 42 and 46 in Jefferson County, Alabama, and in all other precincts lying within, or partly within, the City of Birmingham, Alabama, except Precincts 45, 52 and 29 in lieu of all justices of the peace in said precincts and in lieu of all notaries public with powers of justices of the peace, and in lieu of all other inferior courts created in lieu of justices of the peace heretofore created in said territory, to define the jurisdiction and power of said court, the judge, clerks and other officers thereof; to define the jurisdiction thereof, provide for a place of holding said court, terms and salaries of said judge and officers of said court, the manner of their appointment and election, and the payment of their salaries." Approved July 12, 1915.

Local Legislation.

Notice and Proof H. 728.

LEGAL NOTICE

A BILL

To be Entitled An Act to amend An Act to amend Section 4 of an Act entitled an Act: "To establish an Inferior Court in Precincts 21, 37, 10, 34, 42 and 46, in Jefferson County, Alabama, and in all other precincts lying

within, or partly within, the City of Birmingham, Alabama, except Precincts 45, 52 and 29 in lieu of all justices of the peace in said precincts and in lieu of all notaries public with powers of justices of the peace, and in lieu of all other inferior courts created in lieu of justices of the peace heretofore created in said territory, to define the jurisdiction and powers of said court, the judge, clerks, and other officers thereof; to define the jurisdiction thereof, provide for a place of holding said court, terms and salaries of said judge and officers of said court, the manner of their appointment and election, and the payment of their salaries." Approved July 12, 1915.

Section 1. Be it enacted by the Legislature of Alabama that Section 4 of an act entitled an act: "To establish an inferior court in precincts 21, 37, 10, 34, 42, and 46, in Jefferson County, Alabama, and in all other precincts lying within, or partly within, the City of Birmingham, Alabama, except precincts 45, 52 and 29, in lieu of all justices of the peace in said precincts and in lieu of all notaries public with powers of justices of the peace, and in lieu of all other inferior courts created in lieu of justices of the peace heretofore created in said territory, to define the jurisdiction and powers of said court, the judge, clerks, and other officers thereof; to define the jurisdiction thereof, provide for a place of holding said court, terms and salaries of said judge and officers of said court, the manner of their appointment and election, and the payment of their salaries," approved July 12, 1915, be and the same is hereby amended so as to read as follows:

Section 4. That the judge of the First Division of said court and the judge of the Third Division of said court shall each appoint a clerk who shall give bond in the penal sum of Five Thousand (\$5,000.00) Dollars, payable to the State of Alabama, and conditioned to faithfully discharge the duties of such office, which bond shall be approved by and filed in the office of the Judge of Probate of Jefferson County, Alabama, and which bond shall also be conditioned to pay over all monies to the proper officers and persons to whom it is payable, and to faithfully account for all monies coming into his hands by virtue of his office, and upon the said bond there shall be the same liabilities and remedies as upon the bond of a clerk of the Circuit Court. Said clerks shall be known respectively as clerk of the First Division and clerk of the Third Division of such court, and the compensation of such clerks shall be fixed by the Board of Revenue or like governing body of Jefferson County, payable in equal monthly instalments out of the County Treasury of Jefferson County as other county employees of such county are paid. The judge of the First Division and the judge of the Third Division of said court shall each have authority to appoint three assistant clerks at a salary of One Hundred and Seventy-five (\$175.00) Dollars per month each, payable out of the County Treasury upon the warrant of the judge of their respective court, such clerks to hold office at the will of the judge of their respective court. One of such assistant clerks in each division shall be designated by the judge of such division to enter default judgments and to hear the evidence as to the amount of damages on such default judgments and report his findings to the judge of such division, and if the judge approves the amount of such judgment he shall sign the same.

This act shall go in effect immediately after its passage.

STATE OF ALABAMA,
County of Jefferson.

Before me, the undersigned authority, in and for the county and State, aforesaid personally appeared George M. Howle, editor of The Weekly Call, a weekly newspaper published in said state and county, who, being by me first duly sworn deposes and says that the notice a true copy of which is

hereto attached was published in The Weekly Call, once a week for Five consecutive weeks, commencing on May 28th, 1927.

Geo. M. Howle,
Editor of The Weekly Call.

Sworn to before me, and signed in my presence, this 5th day of July, 1927.

Patricia McKenzie,
Notary Public.

By Mr. Morrow (By Request) :

H. 729. To amend section 3376 of the Code.

Judiciary.

By Mr. Simpson:

H. 730. To amend Section 8832 of the Code of Alabama.

Judiciary.

By Mr. McAdory:

H. 731. To amend Sec. 7584 of the Code of 1923 by requiring employers desirous of carrying their own compensation insurance under the provisions of the Workmen's Compensation Act to qualify with the compensation commissioner before doing so, and further clarifying and simplifying the phraseology of said Section 7584.

Insurance and Insurance Companies.

By Mr. McAdory:

H. 732. To amend Section 7596 of the Code of 1923 by extending the scope of the schedule of benefits of the Workmen's Compensation Act to cover occupational diseases and clarify the definition of the terms "employee" and "workman" as used in said act.

Insurance and Insurance Companies.

By Mr. McAdory:

H. 733. To amend Section 7589 of the Code by authorizing the compensation commissioner to adopt and enforce safety rules and regulations applicable to factories and workshops in the State of Alabama.

Insurance and Insurance Companies.

By Mr. McAdory:

H. 734. To amend Sec. 7543 of the Code of 1923, extending the scope of the Workmen's Compensation Act to cover employers regularly employing three or more workmen and extending to farmers and farm laborers the right to elect to operate under the provisions of said act.

Insurance and Insurance Companies.

By Mr. Wallace:

H. 735. To amend Section 8563 of the 1923 Code of Alabama: (Relating to rate of interest).

Banks and Banking.

By Mr. Grove (By Request):

H. 736. Authorizing the "State Docks Commission to pay to Carrie Bemis the sum of fifteen hundred dollars as compensation for the death of her minor son, Roy Albert Bemis, whose death occurred in September, 1926, while Roy Albert Bemis was in the employ of said Commission.

Appropriations.

By Mr. Sanderson:

H. 737. To amend an act entitled "An Act to amend the title, and Sections one, four, six, seven, eight, nine, eighteen, twenty-seven, thirty and thirty-three of an Act entitled: "An Act to regulate inferior courts or courts of common pleas, or by whatsoever named the same is know and called, in cities having as many as thirty-five thousand and less than fifty thousand population, according to the last or any subsequent Federal census; to provide and define the jurisdiction and powers of such courts; to provide for the judges and officers of such courts, and their powers, duties and compensation and to fix the fees and costs for such courts; to provide the rules of procedure for such courts; and for the operation thereof; and to provide for registering, and a lien for its judgments; and to abolish justices of the peace in such cities", approved February 19, 1919, found in the General Acts of Alabama, 1919, Pages 155 to 163, inclusive" approved September 7th, 1923, found in the General Acts of Alabama, 1923, Pages 251 to 255, inclusive.

Local Legislation.

By Mr. Langdon:

H. 738. To amend Section 9023 of the Code of Alabama of 1923.

Banks and Banking.

By Mr. Powell (With Notice and Proof):

H. 739. To abolish the Commissioners Court of Walker County, and establish therefor a Board of Control, prescribe its duties, powers, and authority; to provide that the present members of the Commissioners court become the members of the Board of Control and the present Probate Judge become Ex Officio member of same; to prescribe the term of office, and how and when successors shall be elected. To create the office of Chairman of the Board of Control, prescribe his duties, powers and authority, fix his term of office and salary; to designate the Chairman of the Board of Control the purchasing agent for the county of Walker and prohibit the purchase of supplies through other channels where paid for out of the county funds; to create the office of Highway Engineer for Walker County, define his powers, authority and duty and fix his qualification and how selected, terms of office and how removed; to prescribe and fix the salaries of the Chairman and members of the Board

of Control and to fix the salary of the Highway Engineer; to divide the county into road districts and require one member to live in each district as divided; To invest the Board of Control with all the power Legislative, Judicial and Executive now or hereafter exercised by authority of law or granted the Commissioners Court or other governing bodies of counties in the State of Alabama that is not in conflict with the provisions of this bill, and to repeal all laws in conflict herewith.

Local Legislation.

Notice and Proof H. 739:

NOTICE

Notice is given that a bill will be introduced in the Legislature in substance as follows:

AN ACT

Entitled an Act to abolish the Commissioners Court of Walker county, and establish in lieu thereof a board of Control, prescribe its duties, powers and authority; to provide that the present members of the Commissioners Court become the members of the Board of Control, and the present Probate Judge become ex-officio member of the same; to prescribe the term of office, and how and when successors shall be elected. To create the office of Chairman of the board of control, prescribe his duties, powers and authority, fix his term of office, and salary; To create the Chairman of the Board of Control the purchasing agent for the county of Walker and prohibit the purchase of supplies through other channels where paid for out of the county funds; to create the office of Road Engineer for Walker County; define his powers, authority and duty and fix his qualifications and how selected, terms of office and how removed; to prescribe and fix the salaries of the Chairman and members of the Board of Control and to fix the salary of the Road Engineer; To divide the county into road districts and require one member to live in each district as divided; To invest the Board of control with all the power, legislative, judicial and executive now exercised by the Commissioners Court under the law, that is not in conflict with the provisions of this bill and to repeal all laws in conflict herewith.

Be it Enacted by the Legislature:

Section 1. That the Court of County Commissioners of Walker County, Alabama, be and the same is hereby abolished.

Section 2. Be it further enacted that a Board of Control is hereby created and established in lieu of the Court of County Commissioners of Walker County, and shall be known as the Board of Control of Walker County.

Section 3. Be it further enacted that said Board of Control shall be composed of a Chairman, and four members and one ex-officio member until the first Monday after the second Tuesday in January, 1929, and after that date it shall be composed of a Chairman and two members and one ex-officio member until the first Monday after the second Tuesday in January, 1931, and after that time the said Board of Control of Walker County, shall be composed of a Chairman and two associate members of said Board.

Section 4. Be it further enacted that the present county commissioners of Walker County shall be members of the Board of Control until their terms of office as county commissioners would have expired, that is to say the two county commissioners whose terms of office expire the first Monday

after the second Tuesday in January, 1929, shall serve as and be members of the Board of control until that time. That the two members of the court of county commissioners whose office as such would have expired on the first Monday after the second Tuesday in January, 1931, shall serve as and be members of the Board of Control until said date; and that the Probate Judge of Walker County shall be an ex-officio member of said Board of Control, with the same powers as a member of said board until the first Monday after the second Tuesday in January, 1931.

Section 5. Be it further enacted that there is hereby created the office of Chairman of the Board of Control which is in addition to the members heretofore prescribed.

Section 6. Be it further enacted that there shall be appointed by the Governor of Alabama, a Chairman of the Board of Control of Walker county who shall serve until the first Monday after the second Tuesday in January, 1931, and until his successor is elected and qualified.

Section 7. Be it further enacted that the term of office of the Chairman of said Board of Control shall be for a period of four years after his election as provided for herein and that every four years a Chairman of the Board of Control be elected in the general election the Chairman to be elected in the general election of 1930. Be it further enacted that on and after January, 1931, the term of office of the associate members of the Board of Control shall be four years, and that in the General election held in 1930, there shall be elected two associate members of the Board of Control, who shall take office on the first Monday after the second Tuesday in January, 1931, and each four years thereafter there shall be elected two associate members of said board, who shall hold office for four years.

Section 8: Be it further enacted that the term of office of the Chairman of said board shall be four years and the term of office of the associate members shall be four years not to conflict with the terms of the present membership provided for, but commencing at the expiration of the terms of said membership as provided in this bill.

Section 9: Be it further enacted that the Board of Control of Walker County is hereby invested with all the powers under the laws of Alabama, executive, legislative and judicial that the courts of County Commissioners are now invested with; that all the statute laws of Alabama applicable to the courts of county commissioners shall be applicable to the Board of Control where the same is not in conflict with the provisions of this act. That the Board of Control shall have the same powers and be charged with the same duties as the court of county Commissioners.

Section 10: Be it further enacted that the County of Walker is hereby divided into two Road Districts, namely all that part of the said county lying North of the Bankhead Highway shall be known as District Number 1, and all south of the Bankhead Highway shall be known as Road District Number 2, and the said Highway, or the Highway running through the county, constructed by the state and capped with sand and gravel shall be treated as the Bankhead Highway.

Section 11: Be it further enacted that one associate member of the said Board of Control shall live and reside in District Number One and one member shall reside in District Number Two, and when elected, one member shall be nominated and elected for Number One who shall reside therein and one member shall be elected for Number Two who shall reside therein, but in the nomination and election of said associate members of said Board of Control all the people of the county shall be allowed to vote on the member from each District, it not being the intention to allow the people of one district alone to elect its member.

Section 12: Be it further enacted that the Chairman of the Board of Control shall be Clerk of said Board and shall be required to keep minutes of the proceedings and shall be required to keep a record of all bills, and

a record of all matters passed upon, and shall keep the minutes of the Board of Control as the Probate Judge now keeps the minutes of the Commissioners Court; The Chairman shall issue all process, make all necessary orders, to sustain its jurisdiction or maintain its authority, and the said Chairman shall do and perform all the duties now required of the Judge of Probate or that he performs as Ex Officio Chairman of the court of county commissioners.

Section 13: Be it further enacted that the chairman of said Board of Control is hereby created purchasing agent for the county of Walker; that he is invested with the power to purchase all supplies of the various county officers; for all road material, for all road machinery, all bridge material, all furnishings of every kind for the county jail, except the feeding of prisoners or food for them, including disinfectants; to purchase all material of every kind and nature that is to be paid for out of the funds of the county, all such purchases of every kind by the said Chairman shall be with the approval of the Board of Control. That every bill of every kind against the county shall be shown on the record, and the approval of the members or disapproval shown thereon, and the original bill itself shall be filed and kept after it is ordered paid, and the said record and bills shall be open to inspection of the public. That after a bill shall be ordered paid by the Board of Control, the Chairman of said Board shall draw a voucher for the same, in like manner as the Probate Judge now draws his voucher, for payment of claims against the county. That any county officer or agent entitled to any supplies of any kind whatsoever at the expense of the county shall make requisition on the said Chairman of said Board of Control for the said supplies, and the said Chairman of said Board of Control shall buy the same or furnish the same from supplies already purchased; that any bills against the county for any material of any kind or supplies of any kind shall be itemized, sworn to and filed with Chairman of the Board of Control and he shall place same before the Board at its next regular meeting for approval or disapproval.

Section 14. The Board of Control shall hold a regular meeting twice a month on the first and third Mondays and shall stay in session not more than four days. They may meet at any other time on call of the Chairman, which call shall be spread on the minutes of the Board of Control and shall designate therein the reason for said call meeting, but at any call meeting the said Board cannot stay in session more than one day.

Section 15: The Chairman of the Board of Control shall appoint all the road overseers and road supervisors, by and with the consent of the Board of Control and perform all other duties now required of the Probate Judge and court of County Commissioners with reference to appointing overseers and captains of roads, and shall perform all the duties with reference to opening new roads, and closing abandoned roads as now performed by the Judge of Probate and County Commissioners. The said road overseers and the said Supervisors shall be required to perform all the duties now required of them under the laws, except as otherwise provided herein.

Section 16: Be it further enacted that the office of Highway Engineer for Walker county is hereby created. It is the duty of the Governor to appoint the Highway Engineer created herein, who shall serve until the first Monday after the second Tuesday of January, 1931, and at said time the said Board of Control shall elect a Highway Engineer, who shall serve for a period of four years or until his successor is elected. The Board of Control that goes into office on said first Monday after the second Tuesday in January, 1931, shall have the right of election of said engineer, who shall serve for the term of said board electing him, unless sooner removed by it for cause, and each succeeding Board of Control shall likewise elect said Highway Engineer who shall likewise serve it. The said Board

of Control shall have the power to remove said Highway Engineer for sufficient cause where in the judgment of said board the good of the county or public roads demand it.

Section 17: The said Highway Engineer shall be a practical engineer, and shall have had at least two years experience in road building and road improvement, and a person not possessing said qualifications shall not be eligible to hold this office and draw the salary hereinafter provided.

Section 18: That the said Highway Engineer, shall be under the general supervision of the Board of Control, and shall have and exercise the following duties and powers: (a) He shall see that all public roads of the county are worked and kept passable at all seasons of the year. (b) He shall have the power and it shall be his duty to employ labor and teams to work said roads, provided that when he deems it advisable he may delegate said powers and duties to precinct supervisors. (c) The power and duty of the road supervision so designated to employ labor and teams to work the roads as now provided by law is hereby limited so that such power can only be exercised upon the written direction of the Highway Engineer. Any authority or right given to supervisors to employ labor and teams by the Highway Engineer may be revoked at any time by him. (d) He shall make maps of all the public roads of the county as rapidly as the duties of his office will permit and file the same with the Chairman of the Board of Control. He shall have control of all road machinery belonging to Walker county, shall employ all the necessary labor for the operation of the road machinery, shall fix the compensation to be paid labor, and shall have the power to discharge said labor employed by him. (e) He shall control and supervise the work upon all the public roads of the county, except those roads being constructed or maintained by the State. (f) He shall have power and authority to fix the compensation of all labor and all teams employed upon the public roads of Walker county except the roads being constructed by the state or maintained by it. That all of the aforesaid duties and powers of said engineer shall at all times be under the control and supervision of Board of Control.

Section 19: Be it further enacted that on the first and third Mondays of each month, the said engineer shall make out and file with the Board of Control a detailed statement of all expenditures made by him for the previous two weeks, which report shall show the names of all persons employed, the wages of said persons, the number of days worked, and shall show the names of all persons from which teams were hired, the wage for said person and team, or the amount paid for said team; that it shall show the salary of all employees on salary with the name and the number of days worked; that said report shall show in what precinct said work was done, and how much expense was incurred in said precinct, and how much money was actually spent in said precinct; that said report shall show the number of days actually worked in a precinct, and the overhead expense of running the machinery shall not be charged to any precincts unless the said machinery is actually working therein, but shall be charged up to the county as a whole.

Section 20: Be it further enacted that no overseer, and no supervisor shall have authority to spend any of the road funds of his district without first having written request on the engineer, and having written authority from him so to do, which shall be by the engineer filed with the Board of Control. There shall be provided by the Chairman of the Board of Control a filing case in which all road reports for each precinct, and all requisitions for each precinct and all expenditures for each precinct, and all other road contracts, buildings or workings in said precinct shall be filed and kept for inspection.

Section 21: Be it further enacted that nothing in this act shall in any way effect the present procedure or present powers of the Probate

Court when it becomes necessary for the county to exercise its right of eminent domain, but the same procedure, duties and powers of the Probate Court as to same shall remain as now fixed by law.

Section 22. Be it further enacted that the Chairman of the Board of Control shall maintain an office at the Court House of Walker County, shall give his entire time to the office and keep his office open every day in the week except Sundays, for the transaction of business.

Section 23. Be it further enacted that the Highway Engineer herein created shall devote all of his time to discharging the duties of his office, and shall have a desk or table provided him in the office of the Board of Control where he can make his maps, make his reports, and do the work necessary to be done in a clerical way.

Section 23. Be it enacted that the Chairman of the Board of Control shall have a salary of \$4,000.00 per year to be paid monthly in twelve equal monthly installments as other county officers on salary are now paid; that the Highway Engineer herein created shall receive a salary of \$3,000.00 payable monthly in twelve equal instalments as other county officers on salary are now paid, which said salary shall be chargeable to the road funds. In addition to the salary an expense account not to exceed \$50 in any one month is hereby allowed him, which must be for actual expense such as gas and oil and expense actually incurred while discharging his duties; and he shall be required to itemize the same, and file his account on the first Monday of each month, showing the items of expenditure for the previous month, and on approval by the Board of Control, shall be paid said expense not to exceed \$50.00 in any one month. That the Judge of Probate, as an ex-officio member of said Board of Control shall receive no salary. That the members of the Board of Control as provided in this act until the first Monday after the second Tuesday of January, 1931, shall receive a per diem salary of \$10 for each day he serves on said Board, not to exceed ten days in any calendar month; that is to say he shall not draw pay for more than ten days in any one month, and then only for days actually present and in session, and shall make out and file with the Chairman a report on the first Monday of each month showing the number of days actually served, giving the day and date thereof, which must be placed on file in said office of the Chairman of the Board of Control.

That on and after the first Monday after the second Tuesday in January, 1931, the associate members elected at the election in November, 1930, shall receive a salary of \$3,000.00 per annum to be paid in twelve equal monthly installments as officers of the county now on salary receive the same. And in addition to the duties now prescribed for said associate members the Chairman shall allocate one of said members to look after and supervise bridges and public buildings of the county, and the other such member to the maintenance of roads, ferries, road machinery and perform such other duties as may be prescribed for him by the board; that each of said members after the first Monday after the second Tuesday in January, 1931, shall be required to give all of their time to the duties of said office, as prescribed herein, and in performing any other duties for the advancement, betterment and upkeep of the public roads, bridges and buildings of the county deemed proper by the Board of Control.

Section 24. Be it further enacted that all laws, parts of laws, general, local, or special in conflict with any provision hereof is hereby repealed.

Section 25. Be it further enacted that if any section or provision of this act shall be held to be unconstitutional for any reason, the same shall not effect any other clause or part hereof.

Section 26. Be it further enacted that this bill shall go into effect upon its passage and approval by the Governor.

J. B. Powell.

THE STATE OF ALABAMA,

Walker County.

Before me, the undersigned authority in and for said State and County, this day personally appeared L. S. Richardson, Business Manager of The Mountain Eagle, a newspaper published at Jasper, Walker County, Alabama, who, being duly sworn, says that the Legal Notice, copy of which is hereto attached was published in the said Mountain Eagle once a week for four consecutive weeks namely Jan. 19th, Jan. 26th, Feb. 2nd, and Feb. 9th, 1927.

L. S. Richardson,
Business Manager.

Sworn and subscribed to before me, this 9 day of February, 1927.
(Seal)

Thelma Baird,
Notary Public.

By Mr. Tunstall:

H. 740. To acquire, in the name of the State of Alabama, by purchase, the site of the aboriginal town of Moundville, in Hale County, one hundred and twenty acres more or less, to fix the purchase price and to designate the control of and jurisdiction over the property.

Appropriations.

By Mr. Ward of Tuscaloosa (With Notice and Proof):

H. 741. To reduce the boundaries of the corporate limits of the City of Tuscaloosa, Alabama.

Local Legislation.

Notice and Proof of H. B. 741.

NOTICE

Notice is hereby given that a bill will be introduced at the adjourned Session of the 1927 Session of the Legislature of Alabama, which reconvenes on June 7th, 1927, in substance as follows:

A BILL

To be Entitled An Act to reduce the boundaries of the corporate limits of the City of Tuscaloosa, Alabama.

Be it enacted by the Legislature of Alabama:

Section One. That all of that tract of land included within the following boundaries, viz: Beginning at a point on the west bank of the Warrior River where the center line north and south through Section Twenty-One (21) Township 21 South, Range 10 West, intersects the low water mark on said west bank of said river, and running thence south along said center line through said section 21, and along the center line through Section 28, to the south line of said Section 28, thence east along the south line of said Section 28, and Section 27, to the intersection of the same with the extension southwardly of the west line of Cherry Street, as said street is shown on the plat of the survey of the Tuscaloosa Development Company, thence eastwardly along the said west or north line of said Cherry Street and the extension southwardly of the same, to an intersection with the said line of said Section Twenty-Seven (27), thence east along the south line of said Section 27 to the center of said Section 27, thence north along the center line of said Section 27, to the north margin of the road which lies on the south side of the F. E. Shide Survey, thence eastwardly along the north margin of said road to the southeast corner of said F. E. Shide Survey,

thence northwardly along the east side of said F. E. Shide Survey to the south margin of South Eighth Avenue extended westwardly, as said South Eighth Avenue is shown on the plat of the Tuscaloosa Coal Iron and Land Company Survey, thence eastwardly along the South margin of said South Eighth Avenue and the extension westwardly of the same to the west line of East Second Avenue, according to said Tuscaloosa Coal, Iron and Land Company Survey, thence southwardly along said west line of said East Second Avenue and the extension southwardly of the same to its intersection with the south line of Section 26, thence eastwardly along the south line of said Section 26, to the southeast corner of the southwest quarter of the southwest quarter of said Section 26, thence north parallel with the west line of Section 26, to the north margin of the Hargrove Road, thence eastwardly along north margin of the Hargrove Road to the intersection of the same with the center line north and south through Section 25, Township Twenty-One South, Range Ten West, thence north along said center line through Section 25 and through Section 24, to the south margin of the right of way of the Alabama Great Southern Railway, thence eastwardly along said south margin of said right of way to a point two thousand one hundred fifty (2150) feet eastwardly from the west line of Section 19, Township Twenty-One South, Range 9 West, thence north to the south margin of said right of way to the intersection of the same with the east of said Huntsville Road to a point Four Hundred (400) feet westwardly from the west line of Section 24, Township 21 South, Range Ten West, thence north parallel with the said west line of said Section 24, to an intersection with the South margin of the right of way of the main line of the Louisville and Nashville Railroad, thence eastwardly along the said south margin of said right of way to the intersection of the same with the east line of the northwest quarter of the southwest quarter of Section 18, Township Twenty-One South, Range Nine West, thence north to the low water line on the west bank of the Warrior River, thence southwardly along said low water line on said west bank to the point of beginning; shall be and shall constitute the City of Tuscaloosa, and shall be designated and known by the name of the City of Tuscaloosa.

Section Two. Be it further enacted that all laws, general and special, in conflict with this act are hereby repealed, Provided, however, that nothing herein contained shall affect the rights, privileges and immunities heretofore granted by the laws of this State to the University of Alabama and to the Alabama Insane Hospital.

STATE OF ALABAMA, Tuscaloosa County.

Before me, the undersigned Robert H. Allright, a Notary Public in and for said State and County, personally appeared Aaron Miller, who being duly sworn, deposes and says that he is the editor and publisher of the Tuscaloosa News and Time Gazette, a newspaper published in Tuscaloosa County, Alabama, and that notice contained in the excerpt from said newspaper pasted to this page, of intention to apply to the legislature for the enactment of a law, was published in the said Tuscaloosa News and Time Gazette once a week for four consecutive weeks, the first publication having been made in the issue of said newspaper of June 5th, 1927, and the following three publications in the issues of said newspaper were June 12, 20, 26, respectively.

Aaron Miller.

Sworn to and subscribed before me this 23th day of June, 1927.

Robert H. Allright,
Notary Public.

By Mr. Simpson:

H. 472. To provide for the disposition of school property held in trust by County Boards of Education for school purposes and for the use of the proceeds thereof, including school property in any part of the territory the schools of which are under the jurisdiction of said County Boards of Education, when such territory is annexed to or absorbed within the boundaries of some town or city.

Education.

By Mr. Jeter:

H. 743. To fix and regulate the compensation of the Registers of the Circuit Court in Counties in the State having more than two hundred thousand population, according to the last or any succeeding federal census, and to provide for the payment of such compensation.

Local Legislation.

By Mr. Carter:

H. 744. To fix the compensation or salaries to be paid the tax collectors and tax assessors in all counties in this State which now have or which may hereafter have a population of seventy-five thousand people and less than ninety-five thousand people according to the last Federal census or any such census which may hereafter be taken, where such officers are constitutionally paid upon a salary basis, and to regulate the payment of same, to provide for the selection of clerical help and other assistance to said officers and the manner of fixing their compensation and paying the same, and to provide rules and regulations for the payment and conduct of such officers; and to require all of said officers to pay into the county treasury of said counties all costs, fees and commissions authorized by law to be collected by said officers, as other monies belonging to said counties are paid.

Local Legislation.

By Mr. Edmondson (With Notice and Proof):

H. 745. To establish a Board of Commissioners for Jefferson County, Alabama; to prescribe its powers and duties; to fix the compensation of its members; to designate by name the first members to serve hereunder and to fix their respective terms of office; to provide for his or their successor or successors in office and to fix their respective terms of office; to abolish the Board of Revenue, the office of County Treasurer and the office of Coroner of said County.

Rules.

Notice and Proof H. 745;

NOTICE

Notice is hereby given that the following bill will be introduced at the next session of the Legislature of Alabama which convenes on June 7th, 1927:

A BILL

To be Enttled An Act To establish a Board of Commissioners for Jefferson County, Alabama; to prescribe its powers and duties; to fix the compensation of its members; to designate by name the first members to serve hereunder and to fix their respective terms of office; to provide for his or their successor or successors in office and to fix their respective terms of office; to abolish the Board of Revenue, the office of County Treasurer and the office of Coroner of said County.

Be it enacted by the Legislature of Alabama:

Section 1. That there is hereby established a board consisting of three members, to be called the Board of Commissioners of Jefferson County, Alabama. The said board shall by majority vote of its membership, after qualifying under the provisions of this Act, elect one of its number as President thereof. They shall also elect some suitable person as Secretary thereof.

Section 2. The said Board of Commissioners shall consist of the following persons, to-wit, Crawford Johnson, Sr., W. W. Crawford, Sr., and R. B. Evins, whose terms of office shall be as follows: Crawford Johnson, Sr., shall hold office under this Act until the first Monday after the general election in November, 1928, at which time his successor shall be elected, and every six years thereafter there shall be elected at the general election in said County, a person to hold such office. W. W. Crawford, Sr., shall hold office under this Act until the first Monday after the general election in November, 1930, at which time his successor shall be elected, and every six years thereafter there shall be elected at the general election in said County a person to hold such office. R. B. Evins shall hold office under this Act until the first Monday after the general election in November, 1932, at which time his successor shall be elected, and every six years thereafter there shall be elected at the general election in said County a person to hold such office.

Section 3. Any vacancy which may occur on said Board of Commissioners shall be filled by appointment by the Governor, and such appointee shall hold office for the unexpired term of the member he may be appointed to succeed.

Section 4. There is hereby abolished the Board of Revenue of said County, and the office of Coroner of said County, and the office of County Treasurer of said County.

Section 5. Said Board of Commissioners shall have all the jurisdiction and all the powers which are now vested by law in the Board of Revenue of said County and all the powers which are now or may hereafter be vested by law in Courts of County Commissioners or Boards of Revenue by general enactment. They shall also have all the jurisdiction and all the powers now possessed by the County Treasurer of said County; provided, however, that the said Board of Commissioners, on the first of January of each year, shall designate a reputable, solvent bank or banks as County depository for that year, for the safekeeping and proper disbursement of the County's funds. Such depository so selected shall pay interest of not less than 3% on daily balances of the County's funds on hand, and shall give such reasonable bond for the protection of the County's interest as the Board of Commissioners may see fit. Upon any depository being designated as herein provided, such depository shall have the right to deposit of all County funds, including those collected by the Tax Collector, and it

shall be the duty of the Tax Collector to deposit all public funds collected by him in such depository. All funds received as interest on the County's funds shall be paid into and become a part of the public school funds, to be expended as now provided by law. Said Board of Commissioners shall also have all the jurisdiction and all the powers now possessed by the Coroner of said County; provided however, that it shall be entirely optional with the Board of Commissioners as to whether they will continue the functions of the office of Coroner. It is the purpose of this Act to allow the Board of Commissioners to discontinue entirely the functions of the Coroner's office if they see fit to do so.

Section 6. The Board of Commissioners shall have authority to hire an attorney and such other assistants as it may need, and shall have authority to fix their salaries, which shall be paid as salaries of other County employees are now paid.

Section 7. The Board of Commissioners, in addition to any other authority possessed by it, shall also have the power and authority to hire all other subordinate employees and deputies of the County in the following offices: Probate Judge, Tax Collector, Tax Assessor, Jury Commission, Election Commissioner or Board of Registrars, Clerk Criminal Division of the Circuit Court, Clerk Civil Division of the Circuit Court, Registrar in Chancery, Sheriff, bailiffs in the Circuit Courts, Clerks or deputy Clerks in the Circuit Courts and clerks in the two divisions of the Municipal Courts of Birmingham, Jefferson County Court of Misdemeanors, Inferior Court of Ensley, Inferior Court of Bessemer, and any other office or court which may hereafter be created in said County. Said Board shall also have authority to fix the number of such employees and prescribe their salaries. It shall also have control over the actions of all bailiffs and deputy clerks serving the various Judges of the Circuit Courts, and shall have power when not otherwise engaged, to require them to perform such services for the Sheriff as the Sheriff and the Board may deem necessary to the public welfare and for the enforcement of law, as well as the service of Court process.

Section 8. All general laws hereafter enacted by the Legislature of Alabama in relation to the jurisdiction, powers, authority or duties of County Commissioners, County Boards of Revenue, County Treasurers or Coroners shall apply to the Board of Commissioners provided for in this Act for Jefferson County.

Section 9. No member of the Board of Commissioners shall be directly or indirectly interested in any contract for the building, repair or improvement of any roads, bridges, public buildings or other public works, or for the furnishing to the County of any material therefor, or for the furnishing of supplies to any officer, contractor or subcontractors, of any nature or sort, including stationery, books, automobiles, gasoline, tires, or any other commodity or article payment for which is or may be authorized out of County funds. And any member of said Board violating the provisions of this section shall be subject to impeachment, and may also, upon conviction, be assessed a fine not exceeding one thousand dollars.

Section 10. The members of the Board of Commissioners shall, before entering upon the duties of office, take an oath to be administered by the Probate Judge to faithfully perform the duties of their office.

Section 11. The members of the Board of Commissioners shall each receive a salary of six (\$6,000) thousand dollars per annum, payable at the rate of five hundred (\$500.00) dollars per month, to be paid out of the County Treasury on certificates or warrants signed by the President of the Board. The President of the Board of Commissioners shall also sign all other certificates or warrants drawn for payment on the County Treasury which are now required to be signed by the Chairman or President of the Board of Revenue of said County.

Section 12. This Act shall take effect immediately upon its approval by the Governor, and all laws and parts of laws in conflict herewith are expressly repealed. And if any section or clause of this Act should be held unconstitutional, such invalidity shall not affect the constitutionality of any other section or clause herein contained.

STATE OF ALABAMA,

Before me, the undersigned authority, in and for the county and State, aforesaid personally appeared George M. Howle, editor of The Weekly Call, a weekly newspaper published in said state and county, who, being by me first duly sworn deposes and says that the notice a true copy of which is hereto attached was published in The Weekly Call once a week for Four consecutive weeks, commencing on May 28th., 1927.

Geo. M. Howle,
Editor The Weekly Call.

Sworn to before me, and signed in my presence, this 18th day of June, 1927.

Bessie Stephens,
Notary Public.

BILLS ON SECOND READING

Mr. Morrow, Chairman of the Standing Committee on Local Legislation, reported that said Committee in session had acted on the following bills and ordered same returned to the House with a favorable report:

S. 291. To provide for the payment of the fees of State's Witnesses in Criminal Cases in Dale County, Alabama.

H. 625. To provide detention homes for Juvenile delinquents in Mobile County, including the appointment of officers and the fixing of their salaries and the maintenance thereof.

S. 292. To provide for the relief of L. W. Kolb, G. A. Hood, J. H. Tice, H. T. Parker, J. L. Barnes, W. A. McKay, W. C. Barefield, A. L. Mims, M. R. Dean, J. W. Dean, Chas. Thrower, J. W. Dickert, J. M. Covington, A. J. Norton, R. E. Hayes, M. B. Aman, L. F. Head, W. E. Fitzgerald, G. C. Peebles, Houston Power Co., H. L. Andrews, W. O. Thomas, O. W. Metcalf, J. C. Spears, J. S. Baker, C. V. Atkinson, Paul Dickert, D. T. Dickert, J. Norris Wee, W. A. Tharp, J. E. Metcalf, J. W. Spigner, G. S. Vickers, T. L. Weed, W. C. Copeland, A. H. Jackson, Rainer Block Mill, W. E. Fitzgerald, R. L. Andrews, A. L. Howell, Ab DeLoney, Parker and Flowers, P. A. Clark, W. H. DeLoney, W. L. Dean, C. D. Parker, C. L. Dickert, B. R. Ezell, C. N. Byrd, J. T. Ellis, Payne Bros., Monroe McCraney, J. N. Byrd, C. W. Sheffield, A. D. Dixon, John Carr, Bud Carr, John Hudson, Birt Godwin, Grady Skipper, Molcomb Byrd, M. W. Redd, Welsey Gillian, J. C. Spears, Cody Rogers, Albert Rogers, Mertice Clements, Shellie Morris, B. W. Spears, John Miller, Harris Benson, Ned Byrd, W. A. Bloodworth, Marvin Andrews, Mose Dawkins, Ach Byrd, Fred Andrews, D. DeLoney, Henry DeLoney, Melvin Bowman, Charles Byrd, Jr., Sam Willis, Ran-

dolph Casey, Lingo Parker, J. M. Bloodworth, Will Johns, Jas. Helms, D. C. Patrick, G. C. Curenton, Ferrell Strickland, Grady Averett, Alvin Ford, Peter Ezell, W. E. Tyler John Woodall, Ewell Byrd, Seaborn Bowman, Barney Morris, Curt Peters, Geo. Trotter, Daly Harper, Sylvester Harper, Chester Head, Byrter Byrd, Ralph Speller, Calvin Carr, Bunk Woodham, Hanry Blackman, R. G. Newsom, Arch McDonald, Will McSwean, Bud Snell, M. C. Williford, S. H. Williford, Walter Kirk, Henry Jones, G. L. Charles, Calvin Davis, Bud Thompson, Isom Thompson, Bryant Flowers, Homer Nicholson, Oscar DeLoney, Pressie Dawkins, Geo. Johnston, Jeff Harris, W. B. Waters, Fred Waters, Jas. F. Waters, A. V. Curenton, L. P. Curenton, E. L. Stokes, J. H. Hughes, A. C. Hughes, Dody Russell, Sandy Walker, W. G. Horn, Legon Curenton, Floyd Martin, Jesse Sullivan, Marvin McDaniel, I. L. Andrews, F. R. Lee, A. J. Andrews, B. F. Patterson, John Andrews, J. W. Wells, W. A. Wigham, Jewell Pouncey, Ed Free, R. J. Pouncey, Len Jones, Thom. Watford, Lige Cotton, Bud Wilson, Lester Thompson, J. W. Pridgen, John Griffin, McLean Watford, T. R. Arnett, Joe Akins, M. B. Pridgen, Alex Griffin, Elvin Griffin, Eben Averett, Fred Averett, I. J. Pridgen, Reese Bennett, John Sulivon, Grady Summerlin, Merlin Matthews, John Watson, Geo. Brown, Everett Brown, L. E. Byrd, Jones Campbell, V. L. McEntyre, L. A. Windham, Dest Faulk, Lemon Brown, O. K. Williams, R. C. Wells, A. T. Windham, O. J. Wells, H. W. Wells, Mathew Lee, D. Edmondson, W. B. Baker, Lonie Baker, Oscar Brooks, Wesley Shiran, J. A. Mauldin, Porter Pippin, A. G. Teal, L. A. Akins, Foy Jones, Bonie Wiley, Roser Wiley, J. S. Smith, J. F. Fralish, I. A. Nichols, C. D. Brown, Buck Akins, W. D. Adams, Carl Pouncey, C. J. Pouncey, S. J. Barwick, C. E. Mullins, N. Haynes, Royal A. Clark, Joe Mauldin, C. W. Baker, H. L. Baker, W. E. Blocker, W. T. Logan, N. E. Cain, Arnie Sauls, M. F. Sauls, J. L. Trawick, M. G. Faircloth, L. L. Brown, H. B. Brown, D. W. Jacobs, Huey Bacherlor, E. H. Nolen, A. Baker, Chas. Logan, T. S. Jacobs, D. R. Pinkins, W. L. Jacobs, W. J. Jacobs, T. A. Johnston, G. C. Carter, Godwin, S. R. Pipkins, W. R. Baker, E. D. Jacobs, J. T. Matthews, Lewis Smith, Denis Smith, S. E. Lavender, Joe Thompson, Porter Ziglar, R. H. Snell, J. W. Taylor, D. L. Ragan, James H. Parks, C. A. Davis, A. W. Wilks, Homer Skinner, G. J. Casey, A. J. Goodson, C. L. Goodson, D. H. Towns, J. F. Logan, Wiley Rachel, Crosby Quitman, B. I. Goodson, Ross Medly, Halford, B. Q.; Albert Whitlock, Berry Simmons, Will Campbell, Giff Bradley, Foreman Lucus, J. W. Roland, V. J. Roland, W. A. Jacobs, W. J. Bundrick, Andrew Wilson, Allen Sauls, W. A. Roland, R. H. Nolin, T. H. Nolin, Geo. Batchelor, W. A. Wesson, Geo. Overstreet, W. H. Senn, A. C. Hollis, J. S. Brooks, Henry Condry,

A. V. Jacobs, J. Crawford, Oscar Johnson, Lee Franklin, Jim Franklin, Sugarbabe Johnson, Tally Ardis, Fate Matthews, Bob Mintern, T. G. Chapman, W. M. Goodson, Henry Wilson, Joe Leonard, E. E. Hoffman, G. H. Faulk, S. E. Dasinger, Tom Brackin, Homer Horne, Manuel White, D. L. Henderson, Will Jones, A. L. Kelly, J. O. Brackin, Henry McKee, A. D. Brackin, W. M. Roberson, J. T. Smith, W. J. Jones, J. W. Ward, B. B. Kenill, J. L. Hodge, H. L. Facon, Wesley Oliver, W. W. Green, Ellison Woodham, Will Elmore, Colon McKee, J. M. Brackin, Z. Z. Holland, Z. Z. Kirkland, W. A. Quattlebaum, R. V. McAily, A. G. Warren, Peter Herring, Norman Scott, C. F. Hall, P. W. Wilson, C. W. Lewis, I. A. Snell, J. L. Snell, W. C. Deal, Ben Deal, Crawford Deal, Wm. A. Miller, C. M. Lewis, J. C. Carter, Bud Pierson, Henry Tullis, Jim Stucky, Henry Horn, D. M. Woods, C. W. Roberts, R. W. Sanders, D. C. Peebles, Waymon Tullis, A. F. Davis, Monk Underwood, M. F. Wemms, Ed Horn, Charlie Horn, J. S. Fuqua, William Chapel, C. J. Reynolds, Foy Bivins, Like Underwood, E. D. Robinett, Stanley Helms, Henry Stuckey, Walter Gimore, Charlie Phillips, Marion Pitts, A. H. Scott, L. B. Woodham, J. H. Spivey, C. B. Spivey, Traylor Floyd, Tell Snell, Abry Gullege, Jno. Beauchamp, Embury Key, W. E. Walker, Jim Tew, R. E. Baker, Kirt Wilson, T. W. Kelly, Frank Kelly, I. L. Stephens, Lee Johnston, L. L. Lewis, F. L. Phillips, Mike Gassett, Dr. D. P. Mixsom, Geo. Roberts, Bob Roberts, Coy Dykes, T. Dykes, Ed Griffin, A. J. Hagler, Oval Dykes, Arlie Stephens, Lem Barrow, Mixsom Searcy, R. J. Davis, R. T. Stuckey, Levy Payne, Harvey McLeod, Joe Payne, Ive McLeod, Alex McLeod, Jr., Cull Martin, Coy Payne, Alex Searcy, Sam Smedley, Levi Grimes, J. A. Payne, Carlton Edwards, Graey Gassett, Pate Gassett, Charlie Searcy, Cullen Whigham, Lew Powell, Tom Gardner, Dan Strickland, J. H. McLeod, Hubert McLeod, Shelly McLeod, Homer McLeod, W. H. Searcy, Lee Key, Carey Hagler, C. E. Norris, C. A. Mathison, H. V. Stucky, Marion Rainey, H. B. Hughes, J. O. King, Trawick, Neute Thompson, Marvin Strickland, Major Strickland, Foy Beasley, C. V. Richardson, C. L. Paulk, G. F. Berry, W. A. Parramore, G. A. Tyler, G. L. Tyler, J. B. Phillips, Fate Wilson, Nance Wilson, J. C. Kenner, J. W. Paul, Will Blasey, J. T. Pryor, L. G. Senn, Crawford Wilson, W. N. Trawick, D. R. Scott, Roe Allen, H. B. Berry, Geo. Faulk, Len Tyler, Truett Adamson, D. W. Adams, J. W. Adams, Benny Adams, Ellis Paulk, H. A. Brown, Sefus Ellis, Geo. Ellis, W. F. Baker, Carlie Baker, Jess Baker, Johnie Truett, William Crawford, John Ingram, Jewe Sumers, Ad Moore, J. S. Pridgen, Leslie Thompson, Lem Casey, Dewey Williams, Charles Payne, T. A. Tice, E. P. Childree, Barney Childree, M. C. Hix, C. B. McGee, Jesse McKee, Osie McKee, A. T. Brackin, W. C. Ezell, J. L. Stevens, J. H. Dassinger, M. A.

Price, Early B. Kirklan, W. H. Popewell, E. T. Smith, V. C. Smith, M. O. Bruce, C. G. Bruce, Jeary Parmer, J. L. Stell, W. A. McKay, Yancey Sykes, M. W. Wright, M. E. Birge.

H. 637. To further prescribe the times of Elections and terms of office of the County Commissioners of Randolph County, Alabama.

The above and foregoing bills were severally read a second time and placed on the calendar.

MOTION IN WRITING

I hereby give notice on the next Legislative day I will move to take house bill No. 712 from the rules committee and place same in the hands of the Local Legislation.

Mark L. Jeter,

MESSAGE FROM THE SENATE

Mr. Speaker:

The Senate has originated and passed the following bill:
By Mr. Mitchell:

S. 266. To amend an Act entitled An Act to prescribe the qualifications of persons who may hold the office of county superintendents of education in the several counties of the State; to regulate the employment or election of county superintendents of education, and to prescribe penalties for the violation of the provisions of this Act, approved October 1, 1923.

And sends same herewith to the House.

J. E. Speight,
Secretary.

SENATE MESSAGE

The Senate bill, the title to which is set out in the above and foregoing Message from the Senate, was read one time and referred to an appropriate standing committee as follows:

Education, S. 266.

REPORT OF STANDING COMMITTEE ON ENGROSSED BILLS

Mr. Speaker:

Your Standing Committee on Engrossed Bills begs leave to report that said Committee, in session, has compared the following engrossed bills with the original bills and finds same correctly engrossed, to-wit:

H. 566. To authorize the court of county commissioners of Limestone County, Alabama, to levy a tax or privilege license on all persons selling, or keeping in storage for sale, gasoline,

Woco Pep, or any other motor fuel used by self propelled vehicles, and to provide rules, regulations and machinery for the collection thereof; and to provide penalties for the violation of such rules and regulations.

Also:

H. 612. To further prescribe the duties and fix the salary of the court reporter of the Seventeenth Judicial Circuit of Alabama and to provide for the payment of same.

Also:

H. 593. To provide for the election of a county superintendent of education for Henry County, Alabama, to fix his term of office, to prescribe his salary, and manner of payment, to define his qualifications, powers and duties, and to provide for the election of his successor in office.

Also:

H. 589. To divide Coosa County, Alabama, into five county board of education districts, to define the boundaries of said districts, to provide for the nomination and election of a member of the county board of education of Coosa County from each of said districts for said county, to provide for the nomination and election of two members of the county board of education of Coosa County, Alabama, from the county at large to serve until the general election in 1930; to prescribe the terms of office of each member of the county board of education of Coosa County, Alabama; to define the duties of the county board of education of said county of Coosa and State of Alabama, thus elected; and to provide that women may serve on the county board of education of Coosa County, Alabama.

Also:

H. 553. To amend Sec. 3 of an Act to provide for the establishing, construction and maintaining of public roads and bridges in Cullman County, Alabama; creating a highway commission for said county, and defining its powers, jurisdiction and duties.

Also:

H. 594. To make it lawful for any person or persons to use fish traps with fingers or slats not less than one and one-half inches apart for the purpose of taking or catching fish in the Choctawhatchie River, in the Big Abby Creek, in the Blackwoods Creek, Omercer Creek, or any part of said streams that lie within Henry County, Alabama, and to further regulate the operation of such traps.

Also:

H. 355. To fix and determine the boundary line of that portion of the City of Gadsden, Alabama, that lies east of the Coosa River and to incorporate within the corporate limits of the City

of Gadsden the territory bounded by said line and the east bank of the Coosa River.

R. C. Wallace,
Chairman.

The report of the committee was concurred in and adopted.

MESSAGE FROM THE SENATE

Mr. Speaker:

The Senate has originated and adopted the following Joint Resolution:

By Mr. Fite:

S. J. R. 59. Be it resolved by the Senate, the House concurring, that when the two Houses adjourn today they adjourn to meet on Friday the 8th day of July, 1927, at 10 o'clock, A. M.

And sends same herewith to the House.

J. E. Speight,
Secretary.

SENATE MESSAGE

The House concurred in and adopted S. J. R. 59, which is set out in the above and foregoing Message from the Senate.

MESSAGE FROM THE SENATE

Mr. Speaker:

The Senate has originated and adopted the following Joint Resolution:

By Mr. Fite:

S. J. R. 58. Whereas, Will Rogers, by his visit to Montgomery and his splendid address delivered to members of the Legislature in joint session last winter, stored happy recollections in the memory of each member of the Legislature; and

Where, Information has been received that Mr. Rogers is seriously ill at his home at Beverly Hills, California, and has undergone a dangerous operation; Now, therefore, be it

Resolved, By the Senate, the House concurring, that it is the earnest hope of each member that Mr. Rogers be speedily restored to health and strength, and that on his recovery he return to the capitol of Alabama and address the Legislature in joint session, an invitation for which is hereby extended, Be it further

Resolved, That the Secretary of the Senate forward a copy of these resolutions by telegraph to Mr. Rogers and that a copy be spread on the Journals of the Senate and House.

And send same herewith to the House.

J. E. Speight,
Secretary.

SENATE MESSAGE

On motion of Mr. Rogers of Mobile, the House concurred in and adopted S. J. R. 58, which is set out in the above and foregoing Message from the Senate.

MESSAGE FROM THE SENATE

Mr. Speaker:

The President of the Senate having signed the following Senate Joint Resolution and Bill, your signature thereto is requested:

S. J. R. 56: Relative to the Legislature requesting the Supreme Court for an advisory opinion as to the constitutionality of Senate Bill 312.

Also:

S. 46. To establish an inferior court in precincts 2 and 33, in Jefferson County, Alabama, said precincts lying within or partly within the city of Bessemer, in lieu of all justices of the peace, in said precincts and in lieu of all other inferior courts, created in lieu of justices of the peace heretofore created in said territory, to define the jurisdiction and powers of the said court, the judge, clerks and other officers thereof; to define the jurisdiction thereof, provide for a place for holding said court, provide for the terms and salaries of said judge, clerks and officers of said court, the payment of their salaries and the manner of their appointment and election.

J. E. Speight,
Secretary.

SIGNING OF SENATE BILLS AND SENATE JOINT RESOLUTION.

The Speaker of the House in the presence of the House, immediately after the titles had been publicly read by the Clerk, the reading at length having been dispensed with by a two-thirds vote of a quorum present, signed the Bill and Senate Joint Resolution the titles to which are set out in the above and foregoing Message from the Senate.

SPECIAL ORDER

The House proceeded to the consideration of the Special Order which was the Bill:

H. 357. (With amendment): In relation to public education. To provide for prescribing courses of study and for the selection, adoption, securing and distributing of text books.

The question was upon the adoption of the amendment reported by the Standing Committee on Rules. Said amendment being as follows:

Amend House Bill No. 357 as follows:

Amend the bill by striking out the words "Council of Education" wherever they appear therein and by inserting in lieu thereof "Committee on Courses of Study." And by striking out the words "Council" and inserting in lieu thereof the word "Committee" where it appears in said Bill.

Amend the bill by striking out Section 8 thereof and inserting in lieu thereof the following:

Section 8. As soon as practicable, and not later than three days after its organization, the Text Book Committee shall advertise in such manner and for such length of time, and at such places as may be deemed advisable, that at a certain time and place, sealed bids or proposals will be received from publishers of school text books for furnishing books to the public schools in the State of Alabama, through such agencies, or in such manner, or by such method as may be provided under the terms of this Act. The bids or proposals by said publishers shall be for furnishing books for a period of six years, unless otherwise ordered by the State Board of Education. Said bids shall state specifically and definitely the price at which the books shall be furnished F. O. B. Shipping point specified by the publisher and shall be accompanied by specimen copies of each and every book proposed to be furnished.

Amend the bill by striking out Section 19 and inserting in lieu thereof the following:

Section 19. It shall be the duty of the State Board of Administration to provide for the distribution of text books in the State of Alabama by such method and in such manner as shall be approved by the Text Book Purchasing Board. The Text Book Purchasing Board shall have the power and authority to purchase text books for the public schools of the State, or may set up from time to time any other regulation or method which the Text Book Purchasing Board considers will secure the prompt distribution of books at the lowest price to the patrons of the public schools of the State.

Amend the bill by striking out Section 20 and inserting in lieu thereof the following:

Section 20. After the Text Book Purchasing Board has approved the general plan or method of handling and distributing text books, it shall be the duty of the State Board of Administration to carry into effect such plan. The State Board of Administration shall have full control and direction of ordering, shipping and collecting the purchase price of the text books, if the same are handled by purchase by the State. The State Board of Administration shall have full power and authority to contract with individuals, corporations, county boards of education

and city boards of education for the handling and distributing of text books to the patrons of public schools.

And the amendment was adopted.

Yeas, 79; Nays, 0.

Yeas:

Messrs.:

Mr. Speaker	Green	Merrill	Sanders (Pike)
Adcock	Grove	Miller (Marengo)	Sanderson
Allen	Harwood	Miller (Sumter)	Shepherd
Ashcraft	Hawkins	Molette	Simpson
Baldwin	Hightower	Monk	Starnes
Bartlett	Howard	Moxley	Stephens
Beebe	Hubbard	Mullen	Stewart (Bibb)
Brunson	Jeter	Nipper	Stewart (Calhoun)
Byars	Johnson	Norman	Thompson
Burns	Jones (Bullock)	Owens	Tompkins
Cannon	Jones (Cleburne)	Parish	Tunstall
Cockrell	Jordan (Etowah)	Patterson	Vickers
Cook	Jordan (Washington)	Pitts	Wallace
Darden	Kirkpatrick	Quillin	Ward (Geneva)
Deloney	Langdon	Reeder	Ward (Tuscaloosa)
Denson	Lee	Ringer	Ware
Edwards	Loveland	Rivers	Webb
Frey	McAdory	Rogers (Elmore)	Weldon
Golson	Martin	Rogers (Mobile)	Winn
Goodwyn	Matthews	Sanders (Conecuh)	

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Mr. Frey offered the following amendment to the bill:

Amend Section 12 by adding after the word "education" in line eight:

"Provided that any city of forty thousand inhabitants or more may substitute in its book lists, texts other than those prescribed by the Text Book Purchasing Board; and"

Further amend the bill by adding at the end of Section 20 the following:

"Municipalities, districts, and counties which supply free text books shall be permitted to purchase the books direct from publishers at contract prices."

And the amendment offered by Mr. Frey was adopted.

Yeas, 78; Nays, 0.

Yeas:

Messrs.:

Mr. Speaker	Burns	Frey	Hubbard
Adcock	Byars	Golson	Jeter
Allen	Cannon	Goodwyn	Johnson
Anderson	Cockrell	Green	Jones (Bullock)
Ashcraft	Cook	Grove	Jones (Cleburne)
Baldwin	Darden	Harwood	Jordan (Etowah)
Bartlett	Deloney	Hawkins	Jordan (Washington)
Beebe	Denson	Hightower	Kirkpatrick
Bryant	Edwards	Howard	Lee

Lovelace	Norman	Rogers (Mobile)	Stewart (Calhoun)
McAdory	Owens	Sanders (Conecuh)	Thompson
Matthews	Parish	Sanders (Pike)	Tompkins
Merrill	Patterson	Sanderson	Vickers
Miller (Marengo)	Pegues	Shepherd	Wallace
Miller (Sumter)	Pitts	Simpson	Ward (Tuscaloosa)
Molette	Powell	Smith	Ware
Monk	Quillin	Starnes	Webb
Moxley	Reeder	Stephens	Weldon
Mullen	Rivers	Stewart (Bibb)	Winn
Nipper	Rogers (Elmore)		

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And said Bill:

H. 357. In relation to public education. To provide for prescribing courses of study and for the selection, adoption, securing and distributing of text books.

As amended was read a third time at length and passed.

Yeas, 73; Nays, 0.

Yeas:

Messrs:

Mr. Speaker	Goodwyn	Matthews	Sanders (Conecuh)
Adcock	Green	Merrill	Sanders (Pike)
Allen	Grove	Miller (Marengo)	Sanderson
Anderson	Hightower	Miller (Sumter)	Simpson
Ashcraft	Howard	Molette	Starnes
Baldwin	Hubbard	Monk	Stephens
Bartlett	Jeter	Moxley	Stewart (Bibb)
Beebe	Johnson	Mullen	Stewart (Calhoun)
Bryant	Jones (Bullock)	Nipper	Thompson
Burns	Jones (Cleburne)	Norman	Tompkins
Cannon	Jordan (Etowah)	Owens	Tunstall
Cockrell	Jordan (Washington)	Parish	Vickers
Cook	Kirkpatrick	Patterson	Wallace
Darden	Langdon	Pegues	Ward (Tuscaloosa)
Deloney	Lee	Powell	Ware
Denson	Lovelace	Quillin	Webb
Edwards	McAdory	Rogers (Elmore)	Weldon
Frey	Martin	Rogers (Mobile)	Winn
Golson			

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SPECIAL ORDER

The House proceeded to the consideration of the Special Order which was the bill

H. 351. (With amendment.) To provide for the inspection of dairy farms and milk plants and for the grading of the milk and cream output of such establishments.

The question was upon the adoption of the amendment reported by the Standing Committee on Agriculture. Said Committee amendment being as follows:

Amend the bill by adding Section 3 as follows: Section 3. Said sum of money, having been appropriated, shall be paid in

monthly installments to the State Health Officer on his requisition approved by the Governor, and through warrants by the Auditor on the State Treasurer.

And the amendment reported by the Standing Committee on Agriculture was adopted.

Yeas, 65; Nays, 0.

Yeas:

Messrs:

Adcock	Hightower	Miller (Marengo)	Rogers (Mobile)
Allen	Howard	Molette	Shepherd
Ashcraft	Howell	Monk	Simpson
Bartlett	Jeter	Moxley	Starnes
Beebe	Johnson	Mullen	Stephens
Brunson	Jones (Cleburne)	Nipper	Stewart (Bibb)
Bryant	Jordan (Etowah)	Norman	Stewart (Calhoun)
Burns	Jordan (Washington)	Owens	Thompson
Cannon	Kirkpatrick	Parish	Tompkins
Cockrell	Langdon	Patterson	Tunstall
Darden	Lee	Pegues	Vickers
Edmundson	Lovelace	Pitts	Wallace
Edwards	McAdory	Powell	Ward (Geneva)
Golson	Martin	Quillin	Ware
Goodwyn	Matthews	Ringer	Weldon
Green	Merrill	Rogers (Elmore)	Winn
Grove			

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And said Bill:

H. 351. To provide for the inspection of dairy farms and milk plants and for the grading of the milk and cream output of such establishments as amended by the amendment reported by the Standing Committee on Agriculture, was read a third time at length and passed.

Yeas, 64; Nays, 1.

Yeas:

Messrs:

Adcock	Grove	Matthews	Rogers (Elmore)
Allen	Hawkins	Merrill	Rogers (Mobile)
Anderson	Hightower	Miller (Marengo)	Sanders (Concuh)
Ashcraft	Howard	Miller (Sumter)	Sanders (Pike)
Beebe	Howell	Molette	Shepherd
Brunson	Johnson	Monk	Simpson
Bryant	Jones (Bullock)	Morrow	Starnes
Burns	Jones (Cleburne)	Mullen	Stephens
Cannon	Jordan (Etowah)	Nipper	Stewart (Calhoun)
Cockrell	Jordan (Washington)	Norman	Tompkins
Darden	Kirkpatrick	Owens	Tunstall
Edwards	Langdon	Parish	Vickers
Frey	Lee	Patterson	Ward (Tuscaloosa)
Golson	Lovelace	Pegues	Webb
Goodwyn	McAdory	Pitts	Weldon
Green	Martin	Ringer	Winn

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Nay:—Mr. Quillin—1.

BILLS ON THIRD READING

H. 679. To amend Section 10361 of the Code of Alabama of 1923.

Was read a third time at length and passed.

Yeas, 75; Nays, 0.

Yeas:

Messrs:

Mr. Speaker	Golson	Merrill	Sanders (Conecuh)
Adcock	Goodwyn	Miller (Marengo)	Sanderson
Allen	Green	Miller (Sumter)	Shepherd
Anderson	Grove	Molette	Simpson
Ashcraft	Hawkins	Monk	Smith
Baldwin	Hightower	Moxley	Starnes
Bartlett	Howard	Mullen	Stephens
Beebe	Howell	Nipper	Stewart (Calhoun)
Brunson	Hubbard	Norman	Thompson
Bryant	Jeter	Owens	Tompkins
Burns	Johnson	Parish	Tunstall
Cannon	Jones (Bullock)	Patterson	Vickers
Christian	Jones (Cleburne)	Pitts	Wallace
Cockrell	Jordan (Etowah)	Quillin	Ward (Tuscaloosa)
Cook	Langdon	Reeder	Ware
Darden	Lee	Ringer	Webb
Deloney	Lovelace	Rivers	Weldon
Edwards	McAdory	Rogers (Elmore)	Winn
Frey	Matthews	Rogers (Mobile)	

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H. 678. To amend Section 10362 of the Code of Alabama of 1923.

Was read a third time at length and passed.

Yeas, 73; Nays, 0.

Yeas:

Messrs:

Mr. Speaker	Goodwyn	Martin	Rivers
Adcock	Green	Matthews	Rogers (Elmore)
Allen	Grove	Merrill	Rogers (Mobile)
Anderson	Hawkins	Miller (Marengo)	Sanders (Conecuh)
Ashcraft	Hightower	Miller (Sumter)	Sanderson
Baldwin	Howard	Molette	Simpson
Bartlett	Howell	Moxley	Smith
Beebe	Hubbard	Mullen	Starnes
Brunson	Jeter	Nipper	Stewart (Calhoun)
Bryant	Johnson	Norman	Thompson
Burns	Jones (Cleburne)	Owens	Tunstall
Christian	Jordan (Etowah)	Parish	Vickers
Cockrell	Jordan (Washington)	Patterson	Wallace
Cook	Kirkpatrick	Pegues	Ward (Tuscaloosa)
Darden	Langdon	Pitts	Ware
Denson	Lee	Quillin	Webb
Edwards	Lovelace	Reeder	Weldon
Frey	McAdory	Ringer	Winn
Golson			

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RECOMMENDATION

Mr. Merrill moved to reconsider the vote by which the Bills H. 679 and H. 678 were passed and then moved to table the motion to reconsider and the motion to table prevailed.

And on motion of Mr. Merrill the Bills H. 679 and H. 678 were ordered sent forthwith to the Senate without Engrossment.

H. 547. To amend an Act entitled an Act to establish an inferior court for the County of Autauga, approved September 26th, 1923, and to further provide for the payment of witnesses in attendance upon said court, and to further provide for the payment of the clerk and sheriff for services rendered in cases not proessed and in cases where the defendant is found not guilty. And to provide for distribution of the inferior court funds.

Was read a third time at length and passed.

Yeas, 65; Nays, 0.

Yeas:

Messrs:

Mr. Speaker	Darden	Hubbard	Shepherd
Adcock	Deloney	Jeter	Shivers
Allen	Denson	Langdon	Simpson
Anderson	Edmundson	Lawler	Smith
Ashcraft	Edwards	Lee	Starnes
Baldwin	Frey	McAdory	Stephens
Bartlett	Golson	Matthews	Tunstall
Beebe	Goode	Nipper	Vickers
Brunson	Goodwyn	Norman	Waddell
Bryant	Green	Parish	Wallace
Burns	Grove	Patterson	Ward (Geneva)
Byars	Guy	Pegues	Ward (Tuscaloosa)
Cannon	Hawkins	Pitts	Ware
Carter	Hightower	Reeder	Webb
Christian	Howard	Ringer	Weldon
Cockrell	Howell	Rivers	Winn
Cook			

—65

. 548. For the relief of D. B. Chambliss, former sheriff of Autauga County, Alabama.

Was read a third time at length and passed.

Yeas, 65; Nays, 0.

Yeas:

Messrs:

Mr. Speaker	Cook	Green	Howell
Adcock	Deloney	Grove	Hubbard
Allen	Denson	Gullatt	Jeter
Beebe	Edmundson	Guy	Johnson
Brunson	Edwards	Hampton	Jones (Bullock)
Bryant	Frey	Harwood	Jones (Cleburne)
Burns	Golson	Hawkins	Jordan (Etowah)
Byars	Goode	Hightower	Jordan (Washington)
Cannon	Goodwyn	Howard	Kirkpatrick

Langdon	Mullen	Powell	Sanders (Pike)
Lawler	Nipper	Quillin	Sanderson
Lee	Norman	Reeder	Stewart (Bibb)
Lovelace	Owens	Ringer	Stewart (Calhoun)
McAdory	Parish	Rivers	Thompson
Martin	Pegues	Rogers (Elmore)	Vickers
Matthews	Pitts	Sanders (Conecuh)	Wallace
Miller (Marengo)			

—65

H. 549. For the relief of R. P. Barnes, clerk of the inferior court of Autauga County, Alabama.

Was read a third time at length and passed.

Yeas, 65; Nays, 0.

Yeas:

Messrs:

Mr. Speaker	Guy	Nipper	Shivers
Adcock	Harwood	Norman	Simpson
Allen	Howard	Owens	Smith
Anderson	Howell	Parish	Starnes
Ashcraft	Hubbard	Pegues	Stephens
Baldwin	Jeter	Pitts	Stewart (Bibb)
Bartlett	Johnson	Powell	Stewart (Calhoun)
Beebe	Jones (Bullock)	Quillin	Thompson
Brunson	Jones (Cleburne)	Reeder	Tompkins
Bryant	Jordan (Etowah)	Ringer	Tunstall
Cockrell	Jordan (Washington)	Rogers (Mobile)	Wallace
Cook	Kirkpatrick	St. John	Ward (Geneva)
Edwards	Merrill	Sanders (Conecuh)	Ward (Tuscaloosa)
Goode	Molette	Sanders (Pike)	Ware
Goodwyn	Monk	Sanderson	Webb
Green	Moxley	Shepherd	Winn
Grove			

—65

And on motion of Mr. Howard the Bills, H. 547, H. 548 and H. 549 were ordered sent forthwith to the Senate without Engrossment.

H. 681. To amend Section 1936 of the Code of 1923.

Was read a third time at length and passed.

Yeas, 63; Nays, 2.

Yeas:

Messrs:

Mr. Speaker	Cook	Hubbard	Miller (Sumter)
Adcock	Denson	Jeter	Molette
Allen	Edmundson	Johnson	Monk
Baldwin	Edwards	Jones (Cleburne)	Morrow
Bartlett	Golson	Jordan (Etowah)	Moxley
Beebe	Goodwyn	Jordan (Washington)	Mullen
Brunson	Grove	Lovelace	Nipper
Bryant	Harwood	McAdory	Norman
Burns	Hightower	Matthews	Patterson
Cannon	Howard	Merrill	Pitts
Cockrell	Howell	Miller (Marengo)	Reeder

Rogers (Elmore)	Shepherd	Stephens	Ware
Rogers (Mobile)	Shivers	Stewart (Calhoun)	Webb
Sanders (Conecuh)	Simpson	Thompson	Weldon
Sanders (Pike)	Smith	Vickers	Winn
Sanderson	Starnes	Ward (Tuscaloosa)	

—63

Nays:—Messrs. Powell, Quillin.—2.

On motion of Mr. Jordan of Etowah the Bill H. 681 was sent forthwith to the Senate without Engrossment.

H. 642. To ratify, confirm, validate and make legally effective and binding all proceedings of the Court of County Commissioners and of the qualified voters of Baldwin County, Alabama, relative to the calling and holding of an election in said County on the eighteenth day of January, 1916, and the authorization at said election of the issuance of bonds of Baldwin County, in the amount of \$55,000.00 for the purpose of constructing a highway in said county with bridges and ferries in conjunction with Mobile County and all proceedings of said court of county commissioners relative to the issuance and sale of said bonds for the purpose of constructing said highway and providing that when said bonds are duly executed, delivered and paid for they shall constitute valid and binding obligations of Baldwin County.

Was read a third time at length and passed.

Yeas, 65; Nays, 0.

Yeas:

Messrs:

Mr. Speaker	Green	Luck	Patterson
Adcock	Grove	McAdory	Reeder
Allen	Gullatt	Martin	Rogers (Mobile)
Beebe	Harwood	Matthews	Stewart (Calhoun)
Bryant	Hawkins	Merrill	Thompson
Burns	Hightower	Miller (Marengo)	Tompkins
Byars	Howard	Miller (Sumter)	Tunstall
Cannon	Howell	Molette	Vickers
Carter	Hubbard	Monk	Waddell
Cockrell	Jeter	Morrow	Wallace
Cook	Johnson	Moxley	Ward (Geneva)
Darden	Jones (Bullock)	Mullen	Ward (Tuscaloosa)
Deloney	Jones (Cleburne)	Nipper	Ware
Edwards	Jordan (Etowah)	Norman	Webb
Golson	Jordan (Washington)	Owens	Weldon
Goode	Kirkpatrick	Parish	Winn
Goodwyn			

—65

On motion of Mr. Beebe the Bill H. 642 was ordered sent forthwith to the Senate without Engrossment.

H. 626. (with substitute): To alter and rearrange the boundary lines of the City of Mobile in the State of Alabama, so as to include within the corporate limits of said city certain ter-

ritory not included therein, and also to include the territory now included within the City or Town of Prichard in the State of Alabama.

Was taken up.

The question was upon the adoption of the substitute reported by the Standing Committee on Local Legislation. Said substitute being as follows:

Substitute for House Bill No. 626:

A BILL

. To be entitled an Act to alter and rearrange the boundary lines of the city of Mobile in the State of Alabama, so as to include within the corporate limits of said city certain territory not included therein.

Be it enacted by the Legislature of Alabama:

Section 1. That from and after the passage of this Act, the boundary lines of the City of Mobile, Alabama, shall be altered and rearranged so as to be as follows: Commencing at the southeast corner of township 4 south, range 1 west, thence west along the south boundary of said township to the middle of the south boundary of section 33, township 4 south, range 1 west; thence north along the middle line of said section to the middle of the north boundary of said section 33; thence west following the governmental land boundaries to the southwest corner of section 29, township 4 south, range 1 west; thence north along the west line of section 29 and continuing along the west line of section 20, township 4 south, range 1 west to an intersection with the north eastern right of way line of the Gulf, Mobile and Northern Railway; thence in a generally southwesterly direction along said northeastern right of way line of the said railway with its curves or offsets to an intersection with the north and south middle line of section 18, township 4 south, range 1 west; thence north along said middle line of said section 18, to the north boundary of said section; thence east along the governmental land boundaries to the south bank of three mile creek; thence down the south bank of Three Mile Creek with its meanderings to the west bank of Mobile River; thence north along the west bank of Mobile River to an intersection with the east and west middle line of section 2, township 4 south, range 1 west; thence east along said middle line of section 2, and continuing along the middle line of section 1, township 4 south, range 1 west, to the eastern boundary of said township thence south along the eastern boundary of said township 4 south, range 1 west to the southeast corner thereof; the point of beginning.

Section 2. That the boundaries set out in section 1 of this act be and the same is hereby established as the corporate limits of the said city of Mobile.

Section 3. This act shall go into effect on October 1st, 1927.

Section 4. Be it further enacted, That all laws or parts of laws in conflict with this act be and the same are hereby repealed.

Mr. Rogers of Mobile offered the following amendment to the substitute reported by the Standing Committee on Local Legislation.

Amend section 1 of substitute for House Bill 626 so as to read as follows:

Section 1. That from and after the passage of this act the boundary lines of the city of Mobile, Alabama, shall be altered and rearranged so as to be as follows: Commencing at the southeast corner of township 4 south, range 1 west, thence west along the south boundary of said township to the middle of the south boundary of section 33, township 4 south, range 1 west; thence north along the middle line of said section to the middle of the north boundary of said section 33; thence west following the governmental land boundaries to the middle of the south boundary of section 29, township 4 south, range 1 west; thence north along the middle line of section 29 and continuing along the middle line of section 20, township 4 south, range 1 west to an intersection with the northeastern right of way line of the Gulf, Mobile and Northern Railway; thence in a generally north-westerly direction along said northeastern right of way line of the said railway with its curves or offsets to an intersection with north and south middle line of section 18, township 4 south, range 1 west; thence north along said middle line of said section 18, to the north boundary of said section; thence east along the governmental land boundaries to the south bank of Three Mile Creek; thence down the south bank of Three Mile Creek with its meanderings to the west bank of Mobile River; thence east to the middle of the channel of Mobile River; thence north to an intersection with the east and west middle line of section 2, township 4 south, range 1 west; thence east along said middle line of section 2 and continuing along the middle of section 1, township 4 south, range 1 west, to the eastern boundary of said township; thence south along the eastern boundary of said township 4 south, range 1 west, to the southeast corner thereof, the point of beginning.

And the amendment offered by Mr. Rogers of Mobile to the Substitute reported by the Standing Committee on Local Legislation was adopted.

Mr. Grove offered the following amendment to the substitute reported by the Committee.

Amend the substitute for H. B. 626 by adding at the end of section 1 thereof the following: Provided, however, that this

bill shall not become effective until the question as to whether the limits of said city shall be extended as herein provided, shall first be submitted to the qualified voters of the area covered by the extension, at a special election called for that purpose by the municipal authorities of the city of Mobile, and approved by a majority of the qualified voters of such area voting upon such proposition at such election.

On motion of Mr. Vickers the amendment to the substitute offered by Mr. Grove was laid upon the table.

And the substitute reported by the Standing Committee on Local Legislation as amended by the amendment of Mr. Rogers of Mobile was adopted.

Yeas, 64; Nays, 1.

Yeas:

Messrs.:

Mr. Speaker	Goodwyn	Monk	Shepherd
Adcock	Green	Norman	Shivers
Allen	Gullatt	Owens	Simpson
Brunson	Guy	Parish	Smith
Bryant	Howard	Patterson	Starnes
Burns	Howell	Powell	Stephens
Byars	Hubbard	Quillin	Stewart (Bibb)
Cook	Jeter	Reeder	Stewart (Calhoun)
Darden	Lee	Ringer	Thompson
Deloney	Lovelace	Rivers	Vickers
Denson	Luck	Rogers (Elmore)	Waddell
Edmundson	McAdory	Rogers (Mobile)	Wallace
Edwards	Martin	St. John	Ware
Frey	Matthews	Sanders (Conecuh)	Webb
Golson	Merrill	Sanders (Pike)	Weldon
Goode	Molette	Sanderson	Winn

—64

Nay:—Mr. Grove.—1.

And said Bill:

H. 626. To alter and rearrange the boundary lines of the City of Mobile in the State of Alabama, so as to include within the corporate limits of said city certain territory not included therein, and also to include the territory now included within the City or Town of Phichard in the State of Alabama.

As amended by the substitute reported by the Standing Committee on Local Legislation as amended, was read a third time at length and passed.

Yeas, 64; Nays, 1.

Yeas:

Messrs.:

Mr. Speaker	Anderson	Bartlett	Bryant
Adcock	Ashcraft	Reebe	Burns
Allen	Baldwin	Brunson	Byars

Cannon	Goodwyn	Kirkpatrick	Parish
Carter	Green	Langdon	Patterson
Christian	Gullatt	Lawler	Quillin
Cockrell	Guy	Lee	Reeder
Cook	Hampton	Lovelace	Ringer
Darden	Harwood	Luck	Rivers
Deloney	Hawkins	Martin	Rogers (Mobile)
Denson	Hightower	Merrill	Shivers
Edmundson	Howard	Molette	Simpson
Edwards	Howell	Monk	Thompson
Frey	Hubbard	Morrow	Tompkins
Golson	Jeter	Moxley	Tunstall
Goode	Johnson	Mullen	Vickers

—64

Nay:—Mr. Grove.—1.

H. 304. To prohibit the possession, transportation or sale of seedlings, saplings or trees removed without the consent of the owner of the land upon which grown.

Was read a third time at length and passed.

Yeas, 53; Nays, 7.

Yeas:

Messrs:

Mr. Speaker

Adcock

Allen

Anderson

Baldwin

Bartlett

Bryant

Burns

Cannon

Carter

Cockrell

Darden

Edwards

Frey

Goodwyn

Green

Grove

Hawkins

Howard

Howell

Hubbard

Jeter

Johnson

Jones (Bullock)

Jones (Cleburne)

Jordan (Etowah)

Jordan (Washington)

Lovelace

McAdory

Merrill

Miller (Marengo)

Moxley

Mullen

Nipper

Parish

Patterson

Reeder

Ringer

Rivers

Rogers (Elmore)

Rogers (Mobile)

Sanders (Conecuh)

Sanderson

Shepherd

Smith

Starnes

Stewart (Calhoun)

Vickers

Wallace

Ward (Geneva)

Ward (Tuscaloosa)

Weldon

Winn

—53

Nays:

Messrs.:

Cook

Deloney

Hightower

Powell

Simpson

Stephens

Ware

—7

H. 573. To authorize and regulate the renewal and extension of the charters and the corporate existence of life insurance companies when not otherwise provided.

Was read a third time at length and passed.

Yeas, 64; Nays, 1.

Yeas:

Messrs:

Mr. Speaker	Grove	Moxley	Simpson
Adcock	Hightower	Mullen	Smith
Allen	Howard	Nipper	Starnes
Anderson	Hubbard	Parish	Stephens
Ashcraft	Jeter	Patterson	Stewart (Bibb)
Baldwin	Jones (Bullock)	Pegues	Stewart (Calhoun)
Bartlett	Jones (Clebune)	Quillin	Thompson
Bryant	Jordan (Washington)	Reeder	Tompkins
Carter	Lee	Ringer	Tunstall
Cook	Lovelace	Rivers	Vickers
Deloney	McAdory	Rogers (Elmore)	Wallace
Edmundson	Martin	Rogers (Mobile)	Ward (Geneva)
Frey	Matthews	Sanders (Concuh)	Ward (Tuscaloosa)
Goode	Merrill	Sanders (Pike)	Ware
Goodwyn	Miller (Marengo)	Sanderson	Weldon
Green	Miller (Sumter)	Shepherd	Winn

—64

Nay:—Mr. Cannon.—1.

H. 331. To amend an Act to establish a board of revenue for Sumter County, and for the abolishment of the court of county commissioners of said county; approved February 22, 1919: and to amend an Act to amend an Act to establish a board of revenue for Sumter County, and for the abolishment of the court of county commissioners of said county, approved February 22, 1919, which Act was approved November 1, 1921.

Was read a third time at length and passed.

Yeas, 65; Nays, 0.

Yeas:

Messrs:

Mr. Speaker	Grove	Miller (Marengo)	Starnes
Adcock	Gullatt	Miller (Sumter)	Stephens
Allen	Harwood	Molette	Stewart (Bibb)
Burns	Hawkins	Patterson	Stewart (Calhoun)
Byars	Hightower	Pegues	Thompson
Cannon	Jeter	Powell	Tompkins
Carter	Johnson	Quillin	Tunstall
Cook	Jones (Bullock)	Reeder	Vickers
Darden	Jones (Clebune)	Ringer	Waddell
Deloney	Jordan (Etowah)	Rivers	Wallace
Denson	Jordan (Washington)	Sanders (Pike)	Ward (Geneva)
Edmundson	Langdon	Sanderson	Ward (Tuscaloosa)
Edwards	Lawler	Shepherd	Ware
Frey	Lee	Shivers	Webb
Golson	Lovelace	Simpson	Weldon
Goode	Merrill	Smith	Winn
Goodwyn			

—65

H. 706. To amend an act to amend an act to establish a Board of Revenue for Sumter County and for the abolishment of the Court of County Commissioners of said County, approved

February 22nd, 1919, which act was approved November 1st, 1921.

Was read a third time at length and passed.

Yeas, 65; Nays, 0.

Yeas:

Messrs.:

Mr. Speaker	Hightower	Mullen	Simpson
Baldwin	Howard	Nipper	Smith
Bartlett	Howell	Owens	Starnes
Burns	Hubbard	Patterson	Stephens
Byars	Jeter	Powell	Stewart (Bibb)
Cannon	Langdon	Quillin	Thompson
Carter	Lee	Reeder	Tompkins
Christian	Lovelace	Ringer	Tunstall
Cockrell	Luck	Rivers	Vickers
Cook	McAdory	Rogers (Elmore)	Waddell
Darden	Martin	Rogers (Mobile)	Wallace
Deloney	Matthews	St. John	Ward (Tuscaloosa)
Denson	Merrill	Sanders (Pike)	Ware
Edmundson	Miller (Sumter)	Sanderson	Webb
Edwards	Monk	Shepherd	Weldon
Frey	Morrow	Shivers	Winn
Golson			

—65

By Mr. Goodwyn:

H. 600. To amend Section 22 of an Act "to provide and create a Commission form of Municipal Government and to establish same in all cities of Alabama which now have or which may hereafter have a population of as much as twenty-five thousand and less than fifty thousand people, according to the last Federal census, or any such census which may hereafter be taken; to regulate the selection and election of Commissioners and their terms of office to fix their powers, duties and compensation, to punish improper conduct in connection with elections and petitions hereunder; to abolish police commissioners, aldermen and certain other city officials, and otherwise provide for the creation and maintenance of said Commission form of government." Approved Sept. 18, 1923.

Was read a third time at length and passed.

Yeas, 65; Nays, 0.

Yeas:

Messrs.:

Mr. Speaker	Brunson	Cook	Goode
Adcock	Bryant	Darden	Goodwyn
Allen	Burns	Deloney	Green
Anderson	Byars	Denson	Grove
Ashcraft	Cannon	Edmundson	Gullatt
Baldwin	Carter	Edwards	Guy
Bartlett	Christian	Frey	Hampton
Beebe	Cockrell	Golson	Harwood

Hawkins	Kirkpatrick	Merrill	Poole
Hightower	Langdon	Miller (Marengo)	Powell
Howard	Lawler	Miller (Sumter)	Quillin
Howell	Lee	Monk	Reeder
Hubbard	Lovelace	Morrow	Ringer
Jeter	Luck	Patterson	Rivers
Johnson	McAdory	Pegues	Rogers (Elmore)
Jones (Bullock)	Martin	Pitts	Rogers (Mobile)
Jones (Cleburne)			

—65

H. 702. To amend Section 6717 of the Code of Alabama of 1923.

Was read a third time at length and passed.

Yeas, 65; Nays, 0.

Yeas:

Messrs:

Mr. Speaker	Frey	Molette	Ringer
Adcock	Golson	Monk	Rivers
Allen	Goode	Morrow	Rogers (Elmore)
Bartlett	Goodwyn	Moxley	Sanderson
Beebe	Green	Mullen	Shivers
Brunson	Grove	Nipper	Simpson
Bryant	Gullatt	Norman	Smith
Burns	Guy	Owens	Starnes
Byars	Jeter	Parish	Tompkins
Cannon	Johnson	Patterson	Tunstall
Carter	Langdon	Pegues	Vickers
Cook	Lee	Pitts	Wallace
Darden	Lovelace	Poole	Ware
Deloney	McAdory	Powell	Webb
Denson	Martin	Quillin	Weldon
Edmundson	Matthews	Reeder	Winn
Edwards			

—65

H. 670. To amend the title and sections 5, 12, 14 and 17 of the Act approved September 25, 1915, and entitled "An act to establish a Board of Revenue for Tuscaloosa County, Alabama, to prescribe its powers and duties, to fix the compensation of its members, to provide for the election of its members and fix their terms of office, provide for a clerk and engineer, and to abolish the Board of Public Works and the Jury Commission of said County.

Was read a third time at length and passed.

Yeas, 65; Nays, 0.

Yeas:

Messrs:

Mr. Speaker	Christian	Denson	Goodwyn
Burns	Cockre'l	Edwards	Green
Bvays	Cook	Frey	Grove
Cannon	Darden	Golson	Gul'att
Carter	Deloney	Goode	Guy

Harwood	Lee	Pegues	Tompkins
Hawkins	Lovelace	Pitts	Tunstall
Howard	Molette	Reeder	Vickers
Howell	Monk	Rogers (Mobile)	Waddell
Hubbard	Morrow	Sanderson	Wallace
Jeter	Moxley	Smith	Ward (Geneva)
Johnson	Mullen	Starnes	Ward (Tuscaloosa)
Jones (Bullock)	Nipper	Stephens	Ware
Jones (Cleburne)	Owens	Stewart (Bibb)	Webb
Jordan (Etowah)	Parish	Stewart (Calhoun)	Weldon
Jordan (Washington)	Patterson	Tompkins	Winn
Langdon			

—65

H. 693. To alter, rearrange, and fix the boundaries of the Town of Hollywood, a municipal corporation, in Jefferson County, Alabama.

Was read a third time at length and passed.

Yeas, 65; Nays, 0.

Yeas:

Messrs:

Mr. Speaker	Darden	Hubbard	Morrow
Adcock	Deloney	Jeter	Nipper
Allen	Denson	Johnson	Norman
Anderson	Edmundson	Jones (Bullock)	Owens
Ashcraft	Edwards	Jordan (Etowah)	Parish
Baldwin	Frey	Jordan (Washington)	Patterson
Bartlett	Golson	Kirkpatrick	Pegues
Beebe	Goode	Langdon	Pitts
Brunson	Goodwyn	Lawler	Poole
Bryant	Green	Lee	Powell
Burns	Grove	Lovelace	Quillin
Byars	Harwood	McAdory	Simpson
Cannon	Hawkins	Merrill	Vickers
Carter	Hightower	Martin	Waddell
Christian	Howard	Miller (Marengo)	Wallace
Cockrell	Howell	Miller (Sumter)	Weldon
Cook			

—65

H. 560. To vacate and abolish as a public street or highway and to annul and extinguish all dedications as a public street or highway of that part of Eighth Avenue according to the map of North Birmingham Land Company recorded in Map Book 1, at page 111 in the Probate office of Jefferson County, Alabama, (said eighth avenue now being sometimes known and referred to as 28th Avenue north in the City of Birmingham, Jefferson County, Alabama), lying between the westerly boundary line of Fourth street according to said map (said Fourth street now being sometimes known and referred to as 26th street in said city) and the easterly boundary line of Fifth street according to said map (said Fifth street being now sometimes known and referred to as 25th street in said City) and that portion of said avenue

lying between the westerly boundary line of said Fifth street according to said map (said Fifth street being now sometimes known and referred to as 25th street in said City) and the easterly boundary line of sixth street according to said map (said sixth street being now sometimes known and referred to as 24th street in said City.)

Was read a third time at length and passed.

Yeas, 65; Nays, 0.

Yeas:

Messrs:

Brunson	Guy	Molette	Sanders (Pike)
Bryant	Harwood	Monk	Sanderson
Burns	Hawkins	Morrow	Shepherd
Byars	Hightower	Moxley	Shivers
Cannon	Jeter	Mullen	Simpson
Carter	Langdon	Nipper	Smith
Christian	Lawler	Norman	Starnes
Cockrell	Lee	Owens	Stephens
Cook	Lovelace	Parish	Stewart (Bibb)
Deloney	Luck	Pegues	Stewart (Calhoun)
Edmundson	McAdory	Pitts	Thompson
Edwards	Martin	Reeder	Tompkins
Frey	Matthews	Ringer	Tunstall
Golson	Merrill	Rivers	Vickers
Green	Miller (Marengo)	Rogers (Mobile)	Wallace
Grove	Miller (Sumter)	Sanders (Conecuh)	Ward (Geneva)
Gullatt			

—65

H. 535. To authorize the City of Birmingham to make an appropriation for the relief of Thomas A. Christian, Tryon A. Riley and Fred S. McFarland.

Was read a third time at length and passed.

Yeas, 65; Nays, 0.

Yeas:

Messrs:

Mr. Speaker	Golson	Jordan (Etowah)	Shivers
Adcock	Goodwyn	Jordan (Washington)	Simpson
Allen	Green	Langdon	Stewart (Bibb)
Anderson	Grove	Miller (Marengo)	Stewart (Calhoun)
Ashcraft	Gullatt	Miller (Sumter)	Thompson
Baldwin	Guy	Morrow	Tompkins
Bartlett	Harwood	Parish	Tunstall
Burns	Hawkins	Patterson	Vickers
Byars	Hightower	Pegues	Waddell
Cannon	Howard	Pitts	Wallace
Carter	Howell	Poole	Ward (Geneva)
Deloney	Hubbard	Reeder	Ward (Tuscaloosa)
Denson	Jeter	Rogers (Elmore)	Ware
Desear	Johnson	Rogers (Mobile)	Webb
Edmundson	Jones (Bullock)	Sanders (Pike)	Weldon
Edwards	Jones (Clebune)	Shepherd	Winn
Frey			

—65

H. 562. For the relief of Lucien W. Brown.
Was read a third time at length and passed.
Yeas, 65; Nays, 0.

Yeas:

Messrs.:

Mr. Speaker	Darden	Jeter	Pegues
Adcock	Deloney	Johnson	Pitts
Allen	Denson	Luck	Poole
Anderson	Edmundson	McAdory	Powell
Ashcraft	Edwards	Martin	Quillin
Baldwin	Frey	Merrill	Reeder
Bartlett	Golson	Molette	Ringer
Beebe	Goode	Monk	Rivers
Brunson	Goodwyn	Morrow	Rogers (Elmore)
Bryant	Green	Moxley	Shivers
Burns	Grove	Mullen	Simpson
Byars	Hawkins	Nipper	Starnes
Cannon	Hightower	Norman	Tunstall
Carter	Howard	Owens	Vickers
Christian	Howell	Parish	Waddell
Cockrell	Hubbard	Patterson	Wallace
Cook			

—65

H. 599. To permit State officers to reduce the number of copies of their official reports, when printed.
Was read a third time at length and passed.
Yeas, 63; Nays, 0.

Yeas:

Messrs.:

Mr. Speaker	Grove	Nipper	Shivers
Allen	Guy	Norman	Simpson
Anderson	Hawkins	Parish	Smith
Ashcraft	Hightower	Patterson	Starnes
Baldwin	Howard	Pegues	Stephens
Bartlett	Hubbard	Pitts	Stewart (Calhoun)
Bryant	Jones (Bullock)	Powell	Tompkins
Burns	Jones (Cleburne)	Quillin	Vickers
Cockrell	Jordan (Etowah)	Rankin	Wallace
Cook	Lee	Ringer	Ward (Geneva)
Darden	Matthews	Rivers	Ward (Tuscaloosa)
Deloney	Miller (Marengo)	Rogers (Elmore)	Ware
Denson	Miller (Sumter)	Rogers (Mobile)	Webb
Edwards	Morrow	Sanders (Conecuh)	Weldon
Goode	Moxley	Sanders (Pike)	Winn
Green	Mullen	Shepherd	

—63

S. 150. To amend Section 1063 of the Code "County Quarantine Officers; How appointed, Salary, Etc."
Was read a third time at length and passed.
Yeas, 66; Nays, 1.

Yeas:

Messrs:

Mr. Speaker	Golson	Matthews	Rogers (Mobile)
Adcock	Goodwyn	Merrill	Sanders (Conecuh)
Anderson	Grove	Miller (Marengo)	Sanders (Pike)
Baldwin	Hawkins	Miller (Sumter)	Simpson
Bartlett	Hightower	Morrow	Smith
Bryant	Howard	Moxley	Starnes
Burns	Howell	Mullen	Stephens
Cannon	Hubbard	Nipper	Stewart (Calhoun)
Christian	Jeter	Norman	Thompson
Cockrell	Johnson	Owens	Tompkins
Cook	Jones (Bullock)	Parish	Vickers
Darden	Jones (Cleburne)	Patterson	Ward (Geneva)
Deloney	Jordan (Etowah)	Pitts	Ward (Tuscaloosa)
Denson	Jordan (Washington)	Powell	Webb
Edmundson	Langdon	Reeder	Weldon
Edwards	Lee	Rogers (Elmore)	Winn
Frey	McAdory		

—66.

Nay:—Mr. Ringer.—1.

H. 653. To amend Section 2984, Code 1923.

Was read a third time at length and passed.

Yeas, 88; Nays, 0.

Yeas:

Messrs.:

Mr. Speaker	Goodwyn	Miller (Marengo)	Sanderson
Adcock	Green	Miller (Sumter)	Shepherd
Allen	Grove	Molette	Shivers
Anderson	Guy	Morrow	Simpson
Baldwin	Hampton	Moxley	Smith
Bartlett	Hightower	Mullen	Starnes
Bryant	Howard	Nipper	Stephens
Burns	Hubbard	Norman	Stewart (Bibb)
Cannon	Jeter	Owens	Stewart (Calhoun)
Carter	Johnson	Parish	Thompson
Christian	Jones (Bullock)	Patterson	Tompkins
Cockrell	Jones (Cleburne)	Pitts	Tunstall
Cook	Jordan (Etowah)	Powell	Vickers
Darden	Jordan (Washington)	Quillin	Wallace
Deloney	Langdon	Reeder	Ward (Geneva)
Denson	Lee	Ringer	Ward (Tuscaloosa)
Edmundson	Lovelace	Rivers	Ware
Edwards	McAdory	Rogers (Elmore)	Webb
Frey	Martin	Rogers (Mobile)	Weldon
Golson	Matthews	Sanders (Conecuh)	Winn
Goode	Merrill	Sanders (Pike)	

—83

H. 707. To establish a court of record in Tuscaloosa County, Alabama, to be known as the Inferior Court of Tuscaloosa County, in lieu of the courts of the justices of the peace and notaries public with powers ex-officio of justices of the peace in and for the precincts lying within or partly within the city of Tusca-

loosa, Alabama, to abolish the county court of Tuscaloosa County, Alabama, and to confer upon said Inferior Court of Tuscaloosa County, all of the criminal and civil jurisdiction of all the justices of the peace in the county of Tuscaloosa, Alabama, and all of the jurisdiction of the county court of Tuscaloosa County, Alabama, the juvenile court of Tuscaloosa County, Alabama, and the jurisdiction of the probate court of Tuscaloosa County, Alabama, as regards domestic relations; and to abolish the offices of all of the justices of the peace and notaries public with ex-officio powers of the justices of the peace in and for all precincts in Tuscaloosa County, Alabama, lying within or partly within the city of Tuscaloosa, Alabama; and to provide for a clerk of said court and prescribe, fix, and define his duties and compensation; to establish methods of procedure and fix the court costs in said court, to define the jurisdiction of said court, and to provide for a judge of said court and provide, and fix the method of his selection or election, and qualifications and term, or terms of office, define his powers and duties, and fix the salary of such judge, and to provide a solicitor for said court and to fix his salary and define his duties, and to provide the method whereby the judge thereof may recuse himself, to provide for certificates of judgment of said court and the recordation thereof; to provide the method of issuing warrants returnable to said court and to define and provide for the proceedings in said court.

Was read a third time at length and passed.

Yeas, 65; Nays, 0.

Yeas:

Messrs.:

Mr. Speaker	Grove	McAdory	Quillin
Adcock	Gullatt	Martin	Reeder
Beebe	Guy	Matthews	Ringer
Brunson	Hampton	Merrill	Rivers
Burns	Harwood	Molette	Rogers (Elmore)
Byars	Hawkins	Monk	Rogers (Mobile)
Cannon	Hightower	Morrow	Stewart (Calhoun)
Cockrell	Howard	Mullen	Thompson
Darden	Howell	Nipper	Tompkins
Deloney	Hubbard	Norman	Tunstall
Denson	Jeter	Owens	Vickers
Edwards	Langdon	Parish	Waddell
Frey	Lawler	Patterson	Wallace
Golson	Lee	Pegues	Ward (Geneva)
Goode	Lovelace	Pitts	Ward (Tuscaloosa)
Goodwyn	Luck	Powell	Winn
Green			

—65

H. 324. To authorize and empower the board of revenue of Tuscaloosa County to use the portion, or so much thereof as may be necessary of the funds derived from the excise tax on gaso-

line, or other liquid motor fuels, levied under the Act of the Legislature of Alabama, approved February 10, 1923, entitled, "An Act imposing an excise tax on persons, corporations, partnerships, companies, agencies or associations engaged in the business of selling or distributing gasoline, or other liquid motor fuels, in this State—providing for the collection and payment of such tax and the distribution of the funds derived therefrom and fixing penalties for the violation of any of the provisions of this Act," which is to be paid to Tuscaloosa County under the provisions of Section 83 of the Act of the Legislature of Alabama, approved August 22, 1923, entitled, "An Act in reference to, and to further provide for, the general revenue of the State of Alabama," for the purpose of paying interest on, and establishing a sinking fund for the retirement of, any bonds of Tuscaloosa County which have been sold, or which hereafter may be sold to provide funds for paving, or aiding in the paving, of any public roads in Tuscaloosa County which are, or hereafter may be, designated as State Aid roads by the State Highway Commission of Alabama, and which the State Highway Commission with State funds, or State and Federal aid funds, has improved and has let contracts for paving, or which it may hereafter improve and let contracts for paving.

Was read a third time at length and passed.

Yeas, 63; Nays, 2.

Yeas:

Messrs:

Mr. Speaker	Green	Luck	Powell
Adcock	Grove	McAdory	Quillin
Beebe	Gullatt	Martin	Ringer
Brunson	Guy	Matthews	Rivers
Burns	Hampton	Merrill	Rogers (Elmore)
Byars	Harwood	Molette	Rogers (Mobile)
Cannon	Hawkins	Monk	Stewart (Calhoun)
Cockrell	Hightower	Morrow	Thompson
Darden	Howard	Mullen	Tunstall
Deloney	Howell	Nipper	Vickers
Denson	Hubbard	Norman	Waddell
Edwards	Jeter	Owens	Wallace
Frey	Langdon	Parish	Ward (Geneva)
Golson	Lawler	Patterson	Ward (Tuscaloosa)
Goode	Lee	Pegues	Winn
Goodwyn	Lovelace	Pitts	

—63

Nays:—Messrs. Reeder and Tompkins.—2.

H. 303. To repeal an act entitled an act to provide for a clerk to the Tax Assessor in Counties having more than 37000 population and less than 37400 population, according to the 1910 Feder-

al census, to prescribe the duties of such clerks and provide for their appointment and compensation.

Was read a third time at length and passed.

Yeas, 65; Nays, 0.

Yeas:

Messrs.:

Mr. Speaker	Goodwyn	Lee	Rogers (Elmore)
Adcock	Green	Lovelace	Rogers (Mobile)
Allen	Grove	Matthews	St. John
Anderson	Gullatt	Merrill	Sanders (Conecuh)
Ashcraft	Guy	Miller (Marengo)	Sanders (Pike)
Baldwin	Hampton	Miller (Sumter)	Sanderson
Bartlett	Harwood	Molette	Shepherd
Beebe	Hawkins	Monk	Shivers
Brunson	Hightower	Pegues	Simpson
Bryant	Jones (Bullock)	Pitts	Wallace
Burns	Jones (Cleburne)	Poole	Ward (Geneva)
Byars	Jordan (Etowah)	Powell	Ward (Tuscaloosa)
Edmundson	Jordan (Washington)	Quillin	Ware
Edwards	Kirkpatrick	Reeder	Webb
Frey	Langdon	Ringer	Weldon
Golson	Lawler	Rivers	Winn
Goode			

—65

S. 151. To amend Section 10291 of the Code of Alabama of 1923.

Was read a third time at length and passed.

Yaes, 67; Nays, 0.

Yeas:

Messrs.:

Mr. Speaker	Edwards	Matthews	Sanders (Conecuh)
Adcock	Goode	Merrill	Sanders (Pike)
Allen	Goodwyn	Miller (Marengo)	Shivers
Ashcraft	Green	Miller (Sumter)	Simpson
Baldwin	Grove	Molette	Smith
Bartlett	Hawkins	Moxley	Starnes
Beebe	Hightower	Mullen	Stephens
Bryant	Howard	Nipper	Stewart (Calhoun)
Burns	Howell	Norman	Thompson
Cannon	Hubbard	Owens	Tompkins
Christian	Johnson	Parish	Tunstall
Cockrell	Jones (Bullock)	Patterson	Vickers
Cook	Jones (Cleburne)	Pitts	Wallace
Darden	Jordan (Etowah)	Reeder	Ware
Deloney	Jordan (Washington)	Ringer	Webb
Denson	Lee	Rogers (Elmore)	Winn
Edmundson	McAdory	Rogers (Mobile)	

—67

H. 649. To provide for the election of County Superintendent of Education of Coosa County, Alabama, to fix his term of office, to prescribe his salary and provide for the manner of payment of the same; to define his qualifications, powers and

duties, and to provide that women who meet the requirements of this Act are eligible to nomination and election to the office of County Superintendent of Education of Coosa County, Alabama; to provide for the election of his successor in office; and to provide for his removal by the County Board of Education for good cause.

Was read a third time at length and passed.

Yeas, 65; Nays, 0.

Yeas:

Messrs.:

Mr. Speaker	Frey	Langdon	Parish
Anderson	Golson	Luck	Patterson
Ashcraft	Goode	McAdory	Pegues
Baldwin	Goodwyn	Martin	Pitts
Bryant	Green	Matthews	Poole
Burns	Grove	Merrill	Powell
Byars	Harwood	Miller (Marengo)	Quillin
Cannon	Howard	Miller (Sumter)	Reeder
Carter	Howell	Molette	Rogers (Mobile)
Christian	Hubbard	Monk	Sanders (Pike)
Cockrell	Jeter	Morrow	Sanderson
Cook	Johnson	Moxley	Shepherd
Darden	Jones (Bullock)	Mullen	Shivers
Deloney	Jones (Cleburne)	Nipper	Smith
Denson	Jordan (Etowah)	Norman	Starnes
Edmundson	Jordan (Washington)	Owens	Stephens
Edwards			

—65

H. 705. To amend Sections 9384, 9386, 9394 and 9396, and to repeal Sections 9392 and 9393 of the Code of Alabama, 1923 relating to limited partnerships.

Was read a third time at length and passed.

Yeas, 62; Nays, 1.

Yeas:

Messrs.:

Mr. Speaker	Hawkins	Miller (Marengo)	Sanders (Pike)
Adcock	Hightower	Monk	Shivers
Allen	Howard	Morrow	Simpson
Anderson	Howell	Moxley	Smith
Ashcraft	Hubbard	Mullen	Starnes
Baldwin	Jeter	Owens	Stewart (Calhoun)
Bryant	Johnson	Parish	Tompkins
Burns	Jones (Bullock)	Patterson	Tunstall
Darden	Jones (Cleburne)	Pitts	Vickers
Denson	Jordan (Etowah)	Poole	Wallace
Edmundson	Jordan (Washington)	Quillin	Ward (Tuscaloosa)
Edwards	Langdon	Reeder	Ware
Golson	Lee	Rivers	Webb
Goodwyn	Lovelace	Rogers (Mobile)	Weldon
Green	McAdory	Sanders (Conecuh)	Winn
Grove	Matthews		

—62

• Nay:—Mr. Carter.—1.

On motion of Mr. Hubbard the Bill H. 705 was ordered sent forthwith to the Senate without Engrossment.

S. 119. For the relief of John B. Laseter, of Barbour County, Alabama.

Was read a third time at length and passed.

Yeas, 65; Nays, 0.

Yeas:

Messrs.:

Mr. Speaker	Edwards	Martin	Rogers (Mobile)
Adcock	Frey	Matthews	St. John
Allen	Golson	Merrill	Sanders (Pike)
Anderson	Goode	Molette	Shepherd
Baldwin	Goodwyn	Monk	Smith
Bartlett	Green	Moxley	Starnes
Beebe	Grove	Mullen	Stewart (Calhoun)
Brunson	Gullatt	Nipper	Tompkins
Bryant	Guy	Owens	Tunstall
Burns	Harwood	Parish	Vickers
Byars	Howard	Pegues	Waddell
Carter	Howell	Pitts	Wallace
Cockrell	Jeter	Poole	Ware
Cook	Johnson	Powell	Webb
Darden	Luck	Reeder	Weldon
Deloney	McAdory	Ringer	Winn
Denson			

—65

H. 390. To prescribe the duties and fix the compensation of the Deputy Solicitor for Cleburne County, Alabama, and to repeal all laws and parts of laws in conflict with this act.

Was read a third time at length and passed.

Yeas, 65; Nays, 0.

Yeas:

Messrs.:

Mr. Speaker	Goode	Lawler	Rivers
Bartlett	Goodwyn	Lee	Rogers (Mobile)
Beebe	Green	Lovelace	St. John
Brunson	Grove	Luck	Shepherd
Bryant	Gullatt	McAdory	Shivers
Burns	Guy	Martin	Smith
Byars	Hampton	Matthews	Starnes
Cannon	Hawkins	Merrill	Stephens
Carter	Hightower	Molette	Stewart (Bibb)
Cook	Howard	Monk	Stewart (Calhoun)
Darden	Howell	Morrow	Waddell
Deloney	Hubbard	Owens	Wallace
Denson	Jeter	Parish	Ware
Edmundson	Johnson	Pegues	Webb
Edwards	Jones (Cleburne)	Reeder	Weldon
Frey	Langdon	Ringer	Winn
Golson			

—65

H. 691. To provide a fund for the support of a law library for the circuit court in counties of two hundred thousand or more inhabitants, without appropriations from the State or county treasury.

Was read a third time at length and passed.

Yeas, 65; Nays, 0.

Yeas:

Messrs:

Mr. Speaker	Green	Martin	Quillin
Beebe	Grove	Matthews	Rogers (Mobile)
Brunson	Guy	Merrill	St. John
Bryant	Hawkins	Molette	Shivers
Burns	Hightower	Monk	Simpson
Byars	Howard	Morrow	Smith
Cannon	Howell	Moxley	Starnes
Carter	Hubbard	Mullen	Stephens
Darden	Jeter	Nipper	Tunstall
Deloney	Kirkpatrick	Norman	Vickers
Denson	Langdon	Owens	Ward (Geneva)
Edmundson	Lawler	Parish	Ward. (Tuscaloosa)
Edwards	Lee	Pegues	Ware
Frey	Lovelace	Pitts	Webb
Golson	Luck	Poole	Weldon
Goode	McAdory	Powell	Winn
Goodwyn			

—65

H. 692. Ratifying, confirming and making effective the Act approved September 29th, 1919, as of the date of its approval, creating as an item of court costs in circuits of two hundred thousand or more population, a "library tax" of \$2.00 and providing for its payment and collection; ratifying, confirming and making effective, as the date of its approval, the Act approved September 27th, 1923, amending the said Act approved September 29th, 1919, excepting from the provisions of said Act certain classes of cases; ratifying, and confirming the payment, receipt and collection by the clerk of the circuit court of all sums that have been paid as and for "library tax" costs under the afore-said Act approved September 19th, 1919.

Was read a third time at length and passed.

Yeas, 65; Nays, 0.

Yeas:

Messrs:

Mr. Speaker	Byars	Denson	Grove
Adcock	Cannon	Edmundson	Gullatt
Allen	Carter	Edwards	Guy
Anderson	Christian	Frey	Hawkins
Ashcraft	Cockrell	Golson	Hightower
Baldwin	Cook	Goode	Howell
Bryant	Darden	Goodwyn	Hubbard
Burns	Deloney	Green	Jeter

Johnson	Martin	Ringer	Smith
Jones (Bullock)	Molette	Rogers (Elmore)	Thompson
Jones (Cleburne)	Monk	Rogers (Mobile)	Tompkins
Jordan (Etowah)	Morrow	St. John	Tunstall
Jordan (Washington)	Patterson	Sanders (Conecuh)	Vickers
Lee	Pegues	Sanders (Pike)	Wallace
Lovelace	Pitts	Sanderson	Ward (Geneva)
Luck	Reeder	Simpson	Ward (Tuscaloosa)
McAdory			

—65

S. 157. To amend Section 6 of an Act entitled an Act, "To create and establish a Board of Revenue in and for Calhoun County, Alabama, in the place and stead of the Court of County Commissioners of Calhoun County, now existing in said county, and abolishing said court of County Commissioners of said county; to divide the said county of Calhoun into five districts for the election of members of the said Board of Revenue, and fixing the boundaries of said districts; defining the jurisdiction of said Board of Revenue and fixing their compensation, and conferring upon said Board of Revenue all the jurisdictions, powers and authority granted by law to courts of County Commissioners, Boards of Revenues, or other governing bodies of like kind and authority in the State of Alabama; constituting the first members of said Board of Revenue, and providing for the election of their successors, approved September 17, 1923.

Was taken up. Mr. Stewart of Calhoun offered the following amendment to the Bill S. 157.

AMENDMENT TO SENATE BILL 157

By striking out of said bill all that part of same which follows the enacting clause, and substituting therefor the following:

Section 1. That Section 6 of an act entitled an act "To create and establish a Board of Revenue in and for Calhoun County, Alabama, in the place and stead of the Court of County Commissioners of Calhoun County, now existing in said county, and abolishing said Court of County Commissioners of said County; to divide the said county of Calhoun into five districts for the election of members of the said Board of Revenue, and fixing the boundaries of said districts; defining the jurisdiction of said Board of Revenue and fixing their compensation, and conferring upon said Board of Revenue all the jurisdiction, powers and authority granted by law to courts of county commissioners, boards of revenue, or other governing bodies of like kind and authority in the State of Alabama; constituting the first members of said Board of Revenue, and providing for the election of

their successors", approved September 17th, 1923, be, and the same hereby is amended to read as follows:

Section 6. The several members of said Board of Revenue shall receive as compensation for their services as such members, the sum of Seven Hundred and Fifty Dollars per annum, such compensation being payable out of the county treasury in twelve monthly installments of Sixty Two and Fifty One-hundredths Dollars (\$62.50) each, upon the warrant of the Chairman of said Board of Revenue, to be issued at the first meeting of said Board following the first day of the month.

That each member of said Board of Revenue shall assist the Road Supervisor in the supervision of the public roads of his district and in the employment of foremen and laborers required in such district, and in making such other contracts as the Road Supervisor may be authorized or required to execute; that for such services, and for all services rendered as members of Board of Review of Calhoun County, Alabama, each member of the Board shall receive as ex officio fees the sum of Five Hundred Dollars (\$500.00) per annum, payable in equal quarterly installments, out of the road funds of the county, at the end of each quarter upon the warrant of the Chairman of said Board; providing, however, that all acts of members of the Board of Revenue in their respective districts, and contracts made by them, shall be subject to the approval and ratification of the entire Board of Revenue. No other compensation shall be paid the members of the Board of Revenue for services as members of such Board of Revenue or Board of Review.

That each member of the Board, before entering on the duties of his office under this act, must give bond with a bonding company, qualified to do business in the State of Alabama, as surety, the Chairman to furnish bond in the sum of five thousand dollars, and each associate member to furnish bond in the sums of two thousand dollars and five hundred dollars (\$2,500.00), conditioned as provided in Section 2595 of the Code of Alabama, of 1923, which bond must be approved by the Judge of Probate, and recorded in his office, the premium of each of such bonds to be paid by the principals therein.

Section 2. Be it further enacted that all laws or parts of laws in conflict with the provisions of this act be, and the same are hereby repealed.

And the amendment was adopted.

Yeas, 65; Nays, 0.

Yeas:

Messrs:

Mr. Speaker
Adcock
Allen

Anderson
Ashcraft
Baldwin

Bartlett
Beebe
Brunson

Bryant
Christian
Cockrell

Cook	Jeter	Miller (Sumter)	Shepherd
Edmundson	Johnson	Molette	Shivers
Edwards	Jones (Bullock)	Monk	Stewart (Calhoun)
Frey	Jones (Cleburne)	Norman	Thompson
Golson	Jordan (Etowah)	Owens	Tunstall
Goode	Jordan (Washington)	Patterson	Vickers
Goodwyn	Kirkpatrick	Pegues	Waddell
Hampton	Langdon	Pitts	Ward (Geneva)
Harwood	Lawler	Poole	Ward (Tuscaloosa)
Hawkins	Lee	Rivers	Ware
Hightower	Lovelace	Rogers (Elmore)	Webb
Howard	Merrill	Rogers (Mobile)	Weldon
Howell	Miller (Marengo)	St. John	Winn
Hubbard			

—65

And the Bill:

S. 157. To amend Section 6 of an Act entitled An Act, To create and establish a board of revenue in and for Calhoun County, Alabama, in the place and stead of the court of county commissioners of Calhoun County, now existing in said county, and abolishing said court of county commissioners of said county; to divide the said county of Calhoun into five districts for the election of members of the said board of revenue, and fixing the boundaries of said district; defining the jurisdiction of said board of revenue and fixing their compensation, and conferring upon said board of revenue all the jurisdictions, powers and authority granted by law to courts of county commissioners, boards of revenues or other governing bodies of like kind and authority in the State of Alabama; constituting the first members of said board of revenue, and providing for the election of their successors, approved September 17, 1923.

As amended was read a third time at length and passed.

Yeas, 65; Nays, 0.

Yeas:

Messrs.:

Mr. Speaker	Edwards	Lovelace	Simpson
Adcock	Frey	Luck	Smith
Allen	Golson	Merrill	Starnes
Beebe	Green	Miller (Marengo)	Stephens
Brunson	Grove	Miller (Sumter)	Stewart (Calhoun)
Bryant	Gullatt	Molette	Thompson
Burns	Guy	Monk	Tompkins
Bvars	Hampton	Morrow	Tunstall
Cannon	Harwood	Nipper	Waddell
Carter	Hawkins	Norman	Wallace
Christian	Hightower	Pegues	Ward (Geneva)
Cockrell	Jeter	Pitts	Ward (Tuscaloosa)
Cook	Johnson	Poole	Ware
Darden	Langdon	Powell	Webb
Deloney	Lawler	Rogers (Mobile)	Weldon
Denson	Lee	St. John	Winn
Edmundson			

—65

H. 619. To amend Section 5 of an Act approved Sept. 29th, 1919 entitled, an act to create for the County of Conecuh and State of Alabama the office of County Solicitor and to provide for his election by the qualified electors of said county; to prescribe his qualifications and duties and to fix his compensation as such officer and how the same shall be paid, and to provide for the length of time which he shall hold office, so that Section 5 as amended shall read as follows:

Was read a third time at length and passed.

Yeas, 65; Nays, 0.

Yeas:

Messrs:

Adcock	Goodwyn	Mullen	Smith
Ashcraft	Harwood	Nipper	Starnes
Beebe	Hawkins	Norman	Stephens
Bryant	Hightower	Owens	Stewart (Bibb)
Burns	Langdon	Parish	Stewart (Calhoun)
Byars	Lawler	Patterson	Thompson
Cannon	Lee	Pegues	Tunstall
Carter	Lovelace	Pitts	Vickers
Cook	McAdory	Reeder	Waddell
Darden	Martin	Ringer	Wallace
Deloney	Matthews	Rivers	Ward (Geneva)
Denson	Merrill	Rogers (Elmore)	Ward (Tuscaloosa)
Edmundson	Molette	Rogers (Mobile)	Ware
Edwards	Monk	St. John	Webb
Frey	Morrow	Sanders (Conecuh)	Weldon
Golson	Moxley	Shivers	Winn
Goode			

—65

H. 538. To authorize the issuance of contingent endowment contracts of insurance by life insurance companies and fraternal benefit societies; and to provide for the maintenance of reserves thereon.

Was read a third time at length and passed.

Yeas, 56; Nays, 0.

Yeas:

Messrs:

Mr. Speaker	Edwards	Jordan (Washington)	Rogers (Mobile)
Adcock	Frey	Lee	Sanders (Pike)
Allen	Golson	Lovelace	Shivers
Anderson	Goode	Matthews	Simpson
Baldwin	Goodwyn	Miller (Marengo)	Smith
Bartlett	Green	Monk	Starnes
Bryant	Grove	Moxley	Stephens
Carter	Hawkins	Mullen	Stewart (Calhoun)
Christian	Hightower	Nipper	Thompson
Cockrell	Howard	Parish	Tompkins
Cook	Jeter	Patterson	Vickers
Darden	Johnson	Reeder	Ward (Tuscaloosa)
Denson	Jones (Bullock)	Ringer	Webb
Edmundson	Jones (Cleburne)	Rivers	Winn

—56

On motion of Mr. Denson the Bill H. 538 was ordered sent forthwith to the Senate without engrossment.

H. 583. To amend Section 5001 of the Code of 1923.

Was read a third time at length and passed.

Yeas, 59; Nays, 0.

Yeas:

Messrs.:

Mr. Speaker	Frey	Langdon	Reeder
Adcock	Goodwyn	Lee	Ringer
Ashcraft	Green	Lovelace	Rivers
Baldwin	Grove	McAdory	Rogers (Mobile)
Bartlett	Harwood	Merrill	Sanderson
Bryant	Hawkins	Miller (Marengo)	Smith
Burns	Hightower	Miller (Sumter)	Starnes
Cannon	Howard	Moxley	Stewart (Calhoun)
Carter	Howell	Mullen	Tompkins
Cockrell	Jeter	Nipper	Vickers
Cook	Johnson	Norman	Ward (Tuscaloosa)
Darden	Jones (Bullock)	Owens	Ware
Denson	Jones (Cleburne)	Parish	Webb
Edmundson	Jordan (Etowah)	Patterson	Weldon
Edwards	Jordan (Washington)	Pitts	

—59

H. 423. To create the office of county treasurer for Fayette County, prescribe his duties, fix his salary and provide a method of election to said office.

Was read a third time at length and passed.

Yeas, 65; Nays, 0.

Yeas:

Messrs.:

Mr. Speaker	Howell	Nipper	Shivers
Ashcraft	Hubbard	Norman	Simpson
Baldwin	Jeter	Pegues	Smith
Brunson	Johnson	Pitts	Starnes
Bryant	Jones (Bullock)	Powell	Stephens
Burns	Jones (Cleburne)	Quillin	Stewart (Bibb)
Cannon	Jordan (Etowah)	Reeder	Stewart (Calhoun)
Cook	Jordan (Washington)	Ringer	Vickers
Deloney	Langdon	Rivers	Waddell
Goodwyn	Lawler	Rogers (Elmore)	Wallace
Grove	Lee	Rogers (Mobile)	Ward (Geneva)
Gullatt	Lovelace	St. John	Ward (Tuscaloosa)
Hampton	Matthews	Sanders (Conecuh)	Ware
Harwood	Miller (Marengo)	Sanders (Pike)	Webb
Hawkins	Miller (Sumter)	Sanderson	Weldon
Hightower	Morrow	Shepherd	Winn
Howard			

—65

H. 424. To regulate and prescribe the manner of voting for and electing county Commissioners for Fayette County by the qualified voters of the entire county.

Was read a third time at length and passed.
Yeas, 65; Nays, 0.

Yeas:

Messrs.:

Mr. Speaker	Darden	Hightower	McAdory
Adcock	Deloney	Howard	Martin
Allen	Denson	Howell	Matthews
Anderson	Edmundson	Hubbard	Merrill
Ashcraft	Edwards	Jeter	Miller (Marengo)
Baldwin	Frey	Johnson	Miller (Sumter)
Bartlett	Golson	Jones (Bullock)	Owens
Beebe	Goode	Jones (Cleburne)	Parish
Brunson	Goodwyn	Jordan (Etowah)	Patterson
Bryant	Green	Jordan (Washington)	Pegues
Burns	Grove	Kirkpatrick	Pitts
Byars	Gullatt	Langdon	Reeder
Cannon	Guy	Lawler	Rivers
Carter	Hampton	Lee	Rogers (Elmore)
Christian	Harwood	Lovelace	Rogers (Mobile)
Cockrell	Hawkins	Luck	Sanders (Conecuh)
Cook			—65

H. 621. To validate the proceedings of the Town Council of the Town of Fayette, Alabama, held on May 16th, 1927, authorizing the Mayor of said Town to convey by warranty deed to William M. Cannon, for and on behalf of the said Town the following described lands and to legalize, validate and confirm deed executed on the 17th day of May, 1927, conveying the said described lot or parcel of land to the said William M. Cannon; a certain strip of land situated in the Town of Fayette, State of Alabama, bounded as follows: on the east by Traylor Street or Old Tuscaloosa or Carrollton Road, West by Block 6, south by southern R. R. Right of way, on the north by Block 6, and on west by Foreacre street or Johnson Park, according to the James' Survey of the Town of Fayette, Alabama, situated in Fayette County, Alabama.

Was read a third time at length and passed.

Yeas, 65; Nays, 0.

Yeas:

Messrs:

Mr. Speaker	Denson	Harwood	Jordan (Etowah)
Baldwin	Edmundson	Hawkins	Jordan (Washington)
Beebe	Edwards	Hightower	Kirkpatrick
Brunson	Frey	Howard	Langdon
Bryant	Golson	Howell	Lawler
Cannon	Green	Hubbard	Lee
Cockrell	Grove	Jeter	Lovelace
Cook	Gullatt	Johnson	Luck
Darden	Guy	Jones (Bullock)	McAdory
Deloney	Hampton	Jones (Cleburne)	Martin

Matthews	Pitts	Rivers	Starnes
Merrill	Poole	Rogers (Elmore)	Vickers
Monk	Powell	Rogers (Mobile)	Waddell
Owens	Quillin	Sanderson	Wallace
Parish	Reeder	Shivers	Webb
Patterson	Ringer	Smith	Winn
Pegues			

—65

H. 555. To extend, alter and re-arrange the boundary lines and corporate limits of the Town of Tarrant City, in Jefferson County, Alabama, so as to include within said Town of Tarrant City certain additional territory, and to define and establish the boundaries and corporate limits of said town as hereby extended, altered and re-arranged.

Was read a third time at length and passed.

Yeas, 65; Nays, 0.

Yeas:

Messrs:

Mr. Speaker	Goodwyn	Matthews	Starnes
Adcock	Green	Merrill	Stephens
Allen	Grove	Miller (Marengo)	Stewart (Bibb)
Anderson	Hawkins	Miller (Sumter)	Stewart (Calhoun)
Ashcraft	Hightower	Patterson	Thompson
Baldwin	Howard	Quillin	Tompkins
Brunson	Howell	Rogers (Elmore)	Tunstall
Burns	Hubbard	Rogers (Mobile)	Vickers
Byars	Jeter	St. John	Waddell
Cannon	Johnson	Sanders (Conecuh)	Wallace
Cockrell	Jones (Bullock)	Sanders (Pike)	Ward (Geneva)
Cook	Jones (Cleburne)	Sanderson	Ward (Tuscaloosa)
Darden	Jordan (Etowah)	Shepherd	Ware
Deloney	Jordan (Washington)	Shivers	Webb
Denson	Kirkpatrick	Simpson	Weldon
Edmundson	Langdon	Smith	Winn
Goode			

—65

S. 21. To regulate the answer of garnishments in justice courts and inferior courts created in lieu of justice courts in all counties of the State of Alabama having a population of over 200,000 according to the last Federal census.

Was read a third time at length and passed.

Yeas, 65; Nays, 0.

Yeas:

Messrs:

Mr. Speaker	Beebe	Edwards	Harwood
Adcock	Brunson	Frey	Hawkins
Allen	Bryant	Golson	Hightower
Anderson	Deloney	Goode	Howard
Ashcraft	Denson	Green	Howell
Baldwin	Desear	Gullatt	Hubbard
Bartlett	Edmundson	Hampton	Jeter

Langdon	Molette	Patterson	Simpson
Lee	Monk	Pegues	Thompson
Lovelace	Morrow	Pitts	Tompkins
Luck	Moxley	Poole	Tunstall
McAdory	Mullen	Powell	Vickers
Martin	Nipper	Quillin	Ware
Matthews	Norman	Reeder	Webb
Merrill	Owens	Ringer	Weldon
Miller (Marengo)	Parish	Shivers	Winn
Miller (Sumter)			

—65

H. 257. To create a fund to be used by the sheriff of each county in the State of Alabama having a population of 200,000 or more, according to the last or any subsequent Federal census, for the purpose of defraying the expenses of sending for, returning and transporting prisoners and fugitives from justice, and to provide for the expenditure and replenishing of said fund.

Was read a third time at length and passed.

Yeas, 65; Nays, 0.

Yeas:

Messrs:

Mr. Speaker	Hampton	Miller (Sumter)	Rogers (Elmore)
Burns	Harwood	Morrow	Sanders (Concuh)
Byars	Hawkins	Mullen	Sanders (Pike)
Cannon	Hightower	Nipper	Sanderson
Carter	Jeter	Norman	Shepherd
Christian	Jones (Bullock)	Owens	Shivers
Cockrell	Jones (Clebune)	Parish	Simpson
Cook	Jordan (Washington)	Patterson	Smith
Darden	Kirkpatrick	Pegues	Stephens
Desear	Langdon	Pitts	Stewart (Bibb)
Edmundson	Lawler	Poole	Stewart (Calhoun)
Edwards	Lovelace	Powell	Ward (Geneva)
Frey	Luck	Quillin	Ward (Tuscaloosa)
Goodwyn	McAdory	Reeder	Webb
Green	Matthews	Ringer	Weldon
Grove	Miller (Marengo)	Rivers	Winn
Guy			

—65

H. 554. To establish an inferior court in precinct twelve of Jefferson County, Alabama, said precinct lying within or partly within the town of Leeds, Alabama, in lieu of all justices of the peace and notaries public, with powers of justice of the peace in said precinct twelve of Jefferson County, Alabama, and to define the jurisdiction and powers of said court and of the judge and other officers thereof, and to provide for a place for holding same, and provide the terms of said court, and for a judge of said court and other officers thereof, and for their salary or other compensation, and the qualifications of the judge of said court and to abolish the office of all justice of the peace, and notary public ex-officio justice of the peace in said precinct.

Was read a third time at length and passed.
Yeas, 65; Nays, 0.

Yeas:**Messrs:**

Mr. Speaker	Edwards	Miller (Marengo)	Ringer
Adcock	Frey	Miller (Sumter)	Rivers
Allen	Golson	Molette	Rogers (Mobile)
Ashcraft	Hampton	Monk	St. John
Baldwin	Harwood	Morrow	Sanders (Conecuh)
Bartlett	Hawkins	Moxley	Sanders (Pike)
Burns	Hightower	Mullen	Sanderson
Byars	Howard	Nipper	Shepherd
Cannon	Howell	Norman	Shivers
Carter	Hubbard	Owens	Simpson
Christian	Jeter	Parish	Smith
Cockrell	Luck	Patterson	Starnes
Cook	McAdory	Pegues	Stephens
Darden	Martin	Powell	Vickers
Deloney	Matthews	Quillin	Waddell
Denson	Merrill	Reeder	Wallace
Edmundson			

—65

MESSAGE FROM THE SENATE

Mr. Speaker:

The Senate has originated and passed the following bills and ordered same sent forthwith to the House without engrossment:
By Mr. Ellis of Shelby:

S. 328. To validate, legalize and confirm elections heretofore held under the provisions of Article 12, Section 223 to 246 inclusive of the School Code of Alabama, 1924, providing for elections to authorize any county in the State to levy and collect special county tax for public school purposes not to exceed thirty (30) cents on each one hundred dollars (\$100.00) worth of taxable property in such county; to authorize any school district, in any county that may be levying special county taxes for school purposes of not less than thirty (30) cents on each one hundred dollars (\$100.00) worth of taxable property in such county, to levy a special district tax for school purposes not to exceed thirty (30) cents on each one hundred dollars (\$100.00) worth of taxable property in such school district; and to authorize boards of education to issue interest bearing warrants to erect, repair and equip school buildings and to otherwise improve school facilities.
By Mr. Fite:

S. 315. To amend Section 16 of an Act approved September 25, 1915, entitled: "An Act to provide for the government by a commission of all cities in Alabama, which now have or which may hereafter have a population of one hundred thousand people or more, according to the last Federal census or any such census which may hereafter be taken, when such cities by an

election adopt the provisions of this Act; to provide for the selection and election of commissioners and their terms of office; to fix their powers, duties and compensation; to punish improper conduct in connection with the election of said commissioners and to otherwise provide for the creation, conduct and maintenance of said commission form of government and to repeal all laws and parts of laws in conflict with the provisions of this Act;" as amended by an Act approved August 15, 1923, entitled: An Act "To amend an Act approved September 25th, 1915; entitled: 'An Act to provide for the government by a commission of all cities in Alabama which now have or which may hereafter have a population of one hundred thousand people, or more, according to the last Federal census or any such census which may hereafter be taken, when such cities by an election adopt the provisions of this Act; to provide for the selection and election of commissioners and their terms of office; to fix their powers, duties and compensation; to punish improper conduct in connection with the election of said commissioners and to otherwise provide for the creation, conduct and maintenance of said commission form of government, and to repeal all laws and parts of laws in conflict with the provisions of this Act;' and to provide for the going into effect of the various sections of said Act as amended."

By Mr. Ellis of Shelby (with notice and proof):

S. 329. To authorize the Town Council of the Town of Vincent, Alabama, to abolish its board of education and place the government and control of the public schools of said town under the control of the county board of education and under State control.

With notice and proof thereto attached and herewith exhibited as follows:

NOTICE

Notice is hereby given of intention to apply to the Legislature of Alabama which meets in the City of Montgomery on the 7th day of June, 1927, for the passage of an act authorizing the Town Council of the Town of Vincent, Alabama, to abolish its Board of Education and place the government and control of the Public Schools of said town under the control of the County Board of Education and under State control.

The Bill to be introduced for the above named purpose will be substantially as follows:

AN ACT

To authorize the Town Council of the Town of Vincent, Alabama, to abolish its Board of Education and place the government and control of the Public Schools of said Town under the control of the County Board of Education and under State control.

Be it enacted by the Legislature of Alabama, as follows:

Section 1. That the Town of Vincent, Alabama, by resolution duly adopted by the Town Council of said Town, is hereby authorized and em-

powered to abolish the Board of Education of said Town and place the government and control of the Public Schools of said Town under the control of the County Board of Education and under State control.

I hereby give notice that the above bill will be introduced at the next session of the Legislature referred to, and its enactment into law will be sought.

L. H. Ellis.

STATE OF ALABAMA,

Shelby County.

Before me, L. B. Riddle, Judge of Probate in and for Shelby County, Alabama, personally appeared Luther Fowler, who is known to me and who, being by me first duly sworn, deposes and says, on oath, that he is Editor and Publisher of The Shelby County Reporter, a weekly newspaper published at Columbiana, in Shelby County, Alabama, and that the publication of a certain notice of the intention to apply to the Legislature of Alabama, which met in the City of Montgomery on the 7th day of June, 1927, for the passage of an Act, authorizing the Town Council of the town of Vincent, Alabama, to abolish its Board of Education and place the government and control of the Public Schools of said Town under control of the County Board of Education, and under State control, a true copy of which is hereto affixed, was had and made in said newspaper by the inclusion and publication in said paper of said attached notice for four consecutive weeks, to-wit: In the issues thereof dated as follows: May 26, 1927, June 2, 1927, June 9, 1927 and June 16, 1927.

Luther Fowler,
Publisher.

Sworn and subscribed to before me this the 28th day of June, 1927.

L. B. Riddle,
Judge of Probate.

Also:

By Mr. Ellis of Dallas (notice and proof):

S. 276. To vacate and close as a public highway or street that portion of Lee street in the city of Selma, Dallas County, Alabama, described as follows: Commencing at a point on the north margin of Alabama avenue, twenty-five feet west of the corner formed by the intersection of the north margin of Alabama avenue with the east margin of Lee street and running thence westwardly along the north margin of Alabama avenue thirty-five feet and extending northwardly with that uniform width to where said Lee street strikes the section line; (said section line being more properly described as the quarter section line running north and south through the northwest quarter of Section 31, Township 17, Range 11); being thirty-five feet off the west side of Lee street as now or formerly laid out.

With Notice and Proof thereto attached and herewith exhibited as follows:

NOTICE

Notice is hereby given that a bill will be introduced at this (1927) session of the Legislature of Alabama, to vacate that portion of Lee Street in the City of Selma, Dallas County, Alabama, described as follows:

Commencing at a point on the north margin of Alabama Avenue, twenty-five feet west of the corner formed by the intersection of the north

margin of Alabama avenue with the east margin on Lee street and running thence westwardly along the north margin of Alabama avenue thirty-five feet and extending northwardly with that uniform width to where said Lee street strikes the section line; being thirty-five feet off the west side of Lee street as now or formerly laid out and to ratify and confirm the action of the City Council of Selma in vacating said portion of Lee street.

STATE OF ALABAMA,
County of Dallas.

Before me, Leo Leva, Notary Public in and for said County in said State, personally appeared F. T. Raiford, who being first duly sworn deposes and says: That he is the Editor and Publisher of the Selma Times-Journal, a daily newspaper published in the City of Selma, Dallas County, Alabama, that the attached notice of a bill to vacate a certain portion of Lee Street in the City of Selma, Dallas County, Alabama, was published in said Selma Times-Journal for four consecutive weeks on the following dates, to-wit: January 29, 1927, February 5, 1927, February 12, 1927, and on February 19, 1927, that said publication was made without cost to the State of Alabama.

F. T. Raiford,

Sworn to and subscribed before me this the 10 day of June, 1927.
(Seal)

Leo Leva,

Notary Public, Dallas County, Alabama.

Also:

By Mr. Mitchell (with notice and proof):

S. 281. To provide in Lauderdale County, Alabama, the assessment lists or sheets shall constitute the book of assessments as required by the General Revenue Law.

With Notice and Proof thereto attached and herewith exhibited as follows:

NOTICE

Notice is hereby given that the undersigned will apply to the legislature of Alabama for the passage of a local law for Lauderdale County, Alabama, in substance as follows:

AN ACT

To provide that in Lauderdale County, Alabama, the assessments lists or sheets shall constitute the book of assessments as required by the General Revenue Law.

Be it Enacted by the Legislature of Alabama: That on and after the passage and approval of this act, that in Lauderdale County, Alabama, the Tax Assessor shall not be required to prepare a book of assessments as provided for in the General Revenue Law but in lieu thereof shall be required to arrange in alphabetical order, according to beats, the original assessment lists and cause the same to be permanently bound, and such assessments lists, when bound, shall constitute the Book of Assessments as provided by the law. Such assessment lists, when bound, shall be preserved the same as assessment books. Provided further that in making the Tax Collector's Abstracts, such abstracts shall be made direct from the assessment lists. All laws and parts of laws in conflict with this Act are hereby repealed.

J. D. Longshore.

THE STATE OF ALABAMA,
County of Lauderdale.

Before me, the undersigned authority, personally appeared Mrs. Marcy B. Darnall who being sworn on oath states that she is manager of the Florence Herald, a weekly newspaper published in Florence, Lauderdale County, Alabama, and that the following notice was published in said newspaper for four consecutive weeks, viz: May 20, 1927; May 27, 1927; June 3, 1927; and June 10, 1927.

Mrs. Marcy B. Darnall,

Sworn to and subscribed before me, this the 14 day of June, 1927.

Jno. L. Hughston,
Notary Public.

By Mr. Stokes:

S. 331. To amend Section 2341 of the Code of Alabama, 1923.

Also:

By Mr. Stokes:

S. 330. To repeal Section 2364 of the Code of Alabama, 1923.

J. E. Speight,
Secretary.

SENATE MESSAGE

The Senate Bills, the titles to which are set out in the above and foregoing Message from the Senate were severally read one time and referred to appropriate Standing Committees as follows:

Privileges and Elections S. 328.

Local Legislation, S. 315; S. 329; S. 276; S. 281.

Municipal Organization, S. 330; S. 331.

MESSAGE FROM THE SENATE

Mr. Speaker:

The Senate has amended as therein shown, and, as amended, has passed the following House Bill and returns same herewith to the House:

H. 75. To provide for the restoration of the names of Confederate veterans, or their widows, where same have been dropped on account of absence from the State for more than a year, on the pension rolls of the State, where such veteran or widow is a bona fide resident of this State and is not now drawing a pension from any other State.

J. E. Speight,
Secretary.

SENATE MESSAGE

On motion of Mr. Darden the House concurred in and adopted the Senate amendment to the Bill H. 75. Said Senate amendment being as follows:

AMEND HOUSE BILL 75 AS FOLLOWS

Amend the title of the bill to read as follows:

To be entitled an Act to provide for the restoration to the pension rolls of the State of the names of Confederate Soldiers and Sailors, or the widows of such persons, where such names have been dropped from said rolls since January 1st, 1922 on account of absence from the State for more than a year, where such Solder or Sailor or widow of such person is a bona fide resident citizen of this State at the time of making application for restoration.

Amend Section 1 of the Bill by striking out the word "Veterans" and substituting in lieu thereof the words "soldiers or sailors" and by adding after the word "Class" in the last line of said section the words "on the pension rolls of this State."

Amend Section 2 of the Bill so as to read as follows:

Section 2. That any Confederate Soldier or Sailor or the widow of such person whose name has been dropped from the pension rolls of this State since January 1st, 1922 and as specified in section one of this Act and who is a bona fide resident citizen of this State at time of making application for restoration of his or her name to the pension rolls of the State may have his or her name restored to the pension rolls of this State by making application before the Probate Judge of the County of his or her residence setting forth in said application the name of the County in which such person was residing at the time the name of such person was stricken from the pension rolls, and the name of the places, Counties and States, where such person has resided since his name was dropped from the pension roll of Alabama, such application to be supported by affidavit of the applicant and proof of two witnesses as to bona fide residence in this State. Such application shall be forwarded by the Probate Judge to the Alabama Pension Commission and if on investigation by said Commission the facts set forth in said application are found to be true and correct said Commission shall order the name of such person restored to the pension rolls of the State to be placed in the class to which such person may under the law belong.

Yeas, 55; Nays, 0.

Yeas:

Messrs:

Mr. Speaker
Adcock
Allen
Anderson
Ashcraft

Baldwin
Bartlett
Bryant
Burns
Carter

Cockrell
Darden
Deloney
Denson
Edmundson

Edwards
Frey
Green
Grove
Hawkins

Howell	Matthews	Ringer	Stewart (Calhoun)
Jeter	Miller (Sumter)	Rivers	Thompson
Johnson	Mullen	Rogers (Mobile)	Tompkins
Jones (Cleburne)	Nipper	Sanders (Pike)	Ward (Tuscaloosa)
Jordan (Etowah)	Owens	Sanderson	Ware
Jordan (Washington)	Patterson	Simpson	Webb
Langdon	Pitts	Smith	Weldon
Lovell	Quillin	Starnes	Winn
McAdory	Reeder	Stephens	

—55

MESSAGE FROM THE SENATE

Mr. Speaker:

The Senate has passed the following House Bill and returns same herewith to the House:

H. 362. To repeal an Act entitled an Act to provide for the working of all male inhabitants of Houston County, Alabama, between the ages of eighteen and forty-five years, on the public roads of said County; to provide for the levy and collection of a per capita road tax upon such persons in lieu of such road service; to be used for the maintenance, upkeep, building and repair of such public roads; to prescribe the manner and means of raising or collecting such tax; to provide for and regulate the working, building, maintenance and upkeep of the public roads of said County; and to provide and fix penalties for the violation of the provisions of this act, approved February 21, 1927.

H. 376. To provide for the appointment of deputy clerks for the Inferior Criminal Court of Mobile County: To prescribe the duties and fix the compensation and salary of such deputy clerks.

H. 358. To fix and regulate the fees of State witnesses in criminal cases in the Law and Equity Court and Circuit Court of Franklin County, Alabama, and before the Grand Jury of said County, and to provide for the payment thereof, and to provide for the collection of witness fees from defendants convicted and for the disposition of the same.

H. 356. To establish a county court for DeKalb County Alabama; to define its jurisdiction and powers; to provide for its officers, their powers, duties and compensation; to provide that said court shall be open at all times for the trial of cases and transaction of business; to provide the rules and procedure of said court; to provide for the transfer of certain causes now and hereafter pending in the Circuit Court and the Probate Court of DeKalb County, Alabama to the DeKalb County Court; and to provide for the transfer of certain cases pending in said DeKalb County Court to the equity side of the Circuit Court of DeKalb County Alabama.

H. 350. To provide for the institution and prosecution of misdemeanors in the Circuit Court of Covington County, otherwise than by indictment by the grand jury.

H. 320. To fix the salary of the deputy solicitor of Elmore County, Alabama.

H. 292. To fix the salary of the Deputy Solicitor of Geneva County, Alabama, and provide for the manner of the payment of the same.

H. 36. To amend Section 1 of an Act entitled "An Act, to provide for the election of a solicitor for each judicial circuit in the State and to fix his compensation and to authorize the appointment or election of deputy solicitors and assistant solicitors, prescribe their duties and authority and fix their compensation", approved September 25, 1915.

J. E. Speight,
Secretary.

BILL INDEFINITELY POSTPONED

On motion of Mr. Moxley the Bill S. 106 was indefinitely postponed:

CERTIFICATE OF CLERK

To the House of Representatives:

I hereby certify that the H. J. R. hereinafter mentioned were delivered to the executive department on the dates and hours named, and that I hold the receipt of the executive department for same.

Delivered to Governor at 3:15 P. M. on July 5, 1927: H. J. R. 76.

J. H. Stewart,
Clerk.

ADJOURNMENT.

On motion of Mr. Deloney, the House, in accordance with a Senate Joint Resolution heretofore adopted, adjourned until Friday July 8th, 1927, at 10 o'clock A. M.

TWENTY-NINTH DAY.

House of Representatives,
Montgomery, Alabama,
Friday, July 8th, 1927.

The House met pursuant to adjournment.

PRAYER.

The session was opened with prayer by Rev. Mr. Hollis of the House.

ROLL CALL.

On a call of the roll of the House the following members answered to their names:

Messrs.:			
Mr. Speaker	Goodwyn	Luck	Rogers (Elmore)
Adcock	Graves	McAdory	Rogers (Mobile)
Allen	Green	Martin	St. John
Anderson	Grove	Matthews	Sanders (Conecuh)
Ashcraft	Gullatt	Merrill	Sanders (Pike)
Baldwin	Guy	Miller (Marengo)	Sanderson
Bartlett	Hampton	Miller (Sumter)	Shepherd
Beebe	Harwood	Molette	Shivers
Brunson	Hawkins	Monk	Simpson
Bryant	Hightower	Morrow	Smith
Burns	Hollis	Moxley	Starnes
Byars	Howard	Mullen	Stephens
Cannon	Howell	Nipper	Stewart (Bibb)
Carter	Hubbard	Norman	Stewart (Calhoun)
Christian	Hughes	Owens	Thompson
Cockrell	Jeter	Parish	Tompkins
Cook	Johnson	Patterson	Tunstall
Darden	Jones (Cleburne)	Pegues	Waddell
Deloney	Jones (Bullock)	Pitts	Wallace
Denson	Jordan (Etowah)	Poole	Ward (Geneva)
Desear	Jordan (Washington)	Powell	Ward (Tuscaloosa)
Edmundson	Kirkpatrick	Quillin	Ware
Edwards	Langdon	Rankin	Webb
Frey	Lawler	Reeder	Weldon
Golson	Lee	Ringer	Winn
Goode	Lovelace	Rivers	

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A quorum was present.

JOURNAL.

The Chairman of the Standing Committee on Revision of the Journal made the following report:

REPORT OF COMMITTEE ON REVISION OF THE JOURNAL.

Mr. Speaker:

Your standing committee on Revision of the Journal begs leave to report that said committee has carefully examined the Journal of the House for the 28th legislative day, and finds same correct.

R. G. Langdon,
Chairman.

The report of the committee was concurred in and adopted and the Journal for the 28th legislative day was approved.

LEAVE OF ABSENCE.

Was granted to Messrs. Burelson, Fite and Vickers for today.

REPORT OF COMMITTEE ON ENGROSSED BILLS.

Mr. Speaker:

Your Standing Committee on Engrossed Bills begs leave to report that said Committee, in session, has compared the following engrossed bills with the original bills and find same correctly engrossed, to-wit:

H. 653. To amend Section 2984, Code 1923.

Also:

H. 600. To amend Section 22 of an Act "to provide and create a Commission form of Municipal Government and to establish same in all cities of Alabama which now have or which may hereafter have a population of as much as twenty-five thousand and less than fifty thousand people, according to the last federal census, or any such census which may hereafter be taken; to regulate the selection and election of Commissioners and their terms of office to fix their powers, duties and compensation, to punish improper conduct in connection with elections and petitions hereunder; to abolish police commissioners, aldermen and certain other city officials, and otherwise provide for the creation and maintenance of said commission form of government." Approved Sept. 18, 1923.

Also:

H. 257. To create a fund to be used by the sheriff of each county in the State of Alabama having a population of 200,000 or more, according to the last or any subsequent Federal census, for the purpose of defraying the expenses of sending for, returning and transporting prisoners and fugitives from justice, and to provide for the expenditure and replenishing of said fund.

Also:

H. 573. To authorize and regulate the renewal and extension of the charters and the corporate existence of life insurance companies when not otherwise provided.

Also:

H. 599. To permit State officers to reduce the number of copies of their official reports, when printed.

Also:

H. 303. To repeal an act entitled an act to provide for a clerk to the Tax Assessor in Counties having more than 37,000 population and less than 37,400 population, according to the 1910 Federal census, to prescribe the duties of such clerks and provide for their appointment and compensation.

Also:

H. 304. To prohibit the possession, transportation or sale of seedlings, saplings or trees removed without the consent of the owner of the land upon which grown.

Also:

H. 351. To provide for the inspection of dairy farms and milk plants, and for the grading of the milk and cream output of such establishments.

Also:

H. 583. To amend Section 5001 of the Code of 1923.

Also:

H. 702. To amend Section 6717 of the Code of Alabama of 1923.

Also:

H. 357. In relation to public education. To provide for prescribing courses of study and for the selection, adoption, securing and distributing of text books.

Also:

H. 562. For the relief of Lucien W. Brown.

Also:

H. 693. To alter, rearrange, and fix the boundaries of the Town of Hollywood, a municipal corporation, in Jefferson County, Alabama.

Also:

H. 423. To create the office of county treasurer for Fayette County, prescribe his duties, fix his salary and provide a method of election to said office.

Also:

H. 535. To authorize the City of Birmingham to make an appropriation for the relief of Thomas A. Christian, Tryon A. Riley and Fred S. McFarland.

Also:

H. 424. To regulate and prescribe the manner of voting for and electing County Commissioners for Fayette County by the qualified voters of the entire county.

Also:

H. 670. To amend the title and sections 5, 12, 14 and 17 of the Act approved September 25, 1915, and entitled "An act to establish a Board of Revenue for Tuscaloosa County, Alabama, to prescribe its powers and duties, to fix the compensation of its members, to provide for the election of its members and fix their terms of office, provide for a clerk and engineer, and to abolish the Board of Public Works and the Jury Commission of said County.

Also:

H. 390. To prescribe the duties and fix the compensation of the Deputy Solicitor for Cleburne County, Alabama, and to repeal all laws and parts of laws in conflict with this act.

Also:

H. 691. To provide a fund for the support of a law library for the circuit court in counties of two hundred thousand or more inhabitants, without appropriations from the State or county treasury.

Also:

H. 621. To validate the proceedings of the Town Council of the Town of Fayette, Alabama, held on May 16th, 1927, authorizing the Mayor of said Town to convey by warranty deed to William M. Cannon, for and on behalf of the said Town the following described lands and to legalize, validate and confirm deed executed on the 17th day of May, 1927, conveying the said described lot or parcel of land to the said William M. Cannon; a certain strip of land situated in the Town of Fayette, State of Alabama, bounded as follows: on the east by Traylor Street or Old Tuscaloosa or Carrollton Road, West by Block 6, south by Southern R. R. Right of Way, on the north by Block 6, and on west by Foreacre street or Johnson Park, according to the James' Survey of the Town of Fayette, Alabama, situated in Fayette County, Alabama.

Also:

H. 619. To amend Section 5 of an Act approved Sept. 29th, 1919, entitled, an Act to create for the County of Conecuh and State of Alabama the office of County Solicitor and to provide for his election by the qualified electors of said county; to prescribe his qualifications and duties and to fix his compensation as such officer and how the same shall be paid, and to provide for the length of time which he shall hold office, so that Section 5 as amended shall read as follows:

Also:

H. 706. To amend an act to amend an act to establish a Board of Revenue for Sumter County and for the abolishment of the Court of County Commissioners of said County, approved

February 22nd, 1919, which act was approved November 1st, 1921.

Also:

H. 649. To provide for the election of County Superintendent of Education of Coosa County, Alabama, to fix his term of office, to prescribe his salary and provide for the manner of payment of the same; to define his qualifications, powers and duties, and to provide that women who meet the requirements of this Act are eligible to nomination and election to the office of County Superintendent of Education of Coosa County, Alabama; to provide for the election of his successor in office; and to provide for his removal by the County Board of Education for good cause.

Also:

H. 331. To amend an act to establish a Board of Revenue for Sumter County, and for the abolishment of the court of County Commissioners of said County: approved February 22, 1919: and to amend an act to amend an act to establish a Board of Revenue for Sumter County, and for the abolishment of the Court of County Commissioners of said County, approved February 22, 1919, which act was approved November 1, 1921.

Also:

H. 554. To establish an inferior court in precinct twelve of Jefferson County, Alabama, said precinct lying within or partly within the town of Leeds, Alabama, in lieu of all justices of the peace and notaries public, with powers of justice of the peace in said precinct twelve of Jefferson County, Alabama, and to define the jurisdiction and powers of said court and of the judge and other officers thereof, and to provide for a place for holding same, and provide the terms of said court, and for a judge of said court and other officers thereof, and for their salary or other compensation, and the qualifications of the judge of said court and to abolish the office of all justice of the peace, and notary public ex-officio justice of the peace in said precinct.

Also:

H. 555. To extend, alter and re-arrange the boundary lines and corporate limits of the Town of Tarrant City, in Jefferson County, Alabama, so as to include within said Town of Tarrant City certain additional territory and to define and establish the boundaries and corporate limits of said town as hereby extended, altered and rearranged .

Also:

H. 692. Ratifying, confirming and making effective the Act approved September 29th, 1919, as of the date of its approval, creating as an item of court costs in circuits of two hundred thousand or more population, a "library tax" of \$2.00 and providing for its payment and collection; ratifying, confirming and

making effective, as the date of its approval, the Act approved September 27th, 1923, amending the said Act approved September 29th, 1919, excepting from the provisions of said Act certain classes of cases: ratifying, and confirming the payment, receipt and collection by the clerk of the circuit court of all sums that have been paid as and for "library tax" costs under the aforesaid Act approved September 19th, 1919.

Also:

H. 324. To authorize and empower the board of revenue of Tuscaloosa County to use the portion, or so much thereof as may be necessary, of the funds derived from the excise tax on gasoline, or other liquid motor fuels, levied under the Act of the Legislature of Alabama, approved February 10, 1923, entitled, "An Act imposing an excise tax on persons, corporations, partnerships, companies, agencies or associations engaged in the business of selling or distributing gasoline, or other liquid motor fuels, in this State—providing for the collection and payment of such tax and the distribution of the funds derived therefrom and fixing penalties for the violation of any of the provisions of this Act," which is to be paid to Tuscaloosa County under the provisions of Section 83 of the Act of the Legislature of Alabama, approved August 22, 1923, entitled, "An Act in reference to, and to further provide for, the general revenue of the State of Alabama," for the purpose of paying interest on, and establishing a sinking fund for the retirement of, any bonds of Tuscaloosa County which have been sold, or which hereafter may be sold to provide funds for paving, or aiding in the paving, of any public roads in Tuscaloosa County which are, or hereafter may be, designated as State Aid roads by the State Highway Commission of Alabama, and which the State Highway Commission with State funds, or State and Federal aid funds, has improved and has let contracts for paving, or which it may hereafter improve and let contracts for paving.

Also:

H. 707. To establish a court of record in Tuscaloosa County, Alabama, to be known as the Inferior Court of Tuscaloosa County, in lieu of the courts of the justices of the peace and notaries public with powers ex-officio of justices of the peace in and for the precincts lying within or partly within the city of Tuscaloosa, Alabama, to abolish the county court of Tuscaloosa County, Alabama, and to confer upon said Inferior Court of Tuscaloosa County, all of the criminal and civil jurisdiction of all the justices of the peace in the county of Tuscaloosa, Alabama, and all of the jurisdiction of the county court of Tuscaloosa County, Alabama, the juvenile court of Tuscaloosa County, Alabama, and the jurisdiction of the probate court of Tuscaloosa County, Ala-

bama, as regards domestic relations; and to abolish the offices of all of the justices of the peace and notaries public with ex-officio powers of the justices of the peace in and for all precincts in Tuscaloosa County, Alabama, lying within or partly within the city of Tuscaloosa, Alabama; and to provide for a clerk of said court and prescribe, fix, and define his duties and compensation; to establish methods of procedure and fix the court costs in said court, to define the jurisdiction of said court, and to provide for a judge of said court and provide, and fix the method of his selection or election, and qualifications and term, or terms of office, define his powers and duties, and fix the salary of such judge, and to provide a solicitor for said court and to fix his salary and define his duties, and to provide the method whereby the judge thereof may recuse himself, to provide for certificates of judgment of said court and the recordation thereof; to provide the method of issuing warrants returnable to said court and to define and provide for the proceedings in said court.

Also:

H. 560. To vacate and abolish as a public street or highway and to annul and extinguish all dedications as a public street or highway of that part of Eighth Avenue according to the map of North Birmingham Land Company recorded in Map Book 1, at page 111 in the Probate office of Jefferson County, Alabama, (said Eighth avenue now being sometimes known and referred to as 28th Avenue north in the City of Birmingham, Jefferson County, Alabama), lying between the westerly boundary line of Fourth street according to said map (said Fourth street now being sometimes known and referred to as 26th street in said city) and the easterly boundary line of Fifth street according to said map (said Fifth street being now sometimes known and referred to as 25th street in said City) and that portion of said avenue lying between the westerly boundary line of said Fifth street according to said map (said Fifth street being now sometimes known and referred to as 25th street in said City) and the easterly boundary line of Sixth street according to said map (said Sixth street being now sometimes known and referred to as 24th street in said City.)

R. C. Wallace,
Chairman.

The report of the committee was concurred in and adopted.

REPORT OF STANDING COMMITTEE ON ENROLLED BILLS.

Mr. Speaker:

Your Standing Committee on Enrolled Bills reports that it has examined the following House Bills:

H. 36. To amend Section 1 of an Act entitled "An Act, to provide for the election of a solicitor for each judicial circuit in the State and to fix his compensation and to authorize the appointment of election of deputy solicitors and assistant solicitors, prescribe their duties and authority and fix their compensation," approved September 25, 1915.

Also:

H. 75. To provide for the restoration to the pension rolls of the State of the names of Confederate Soldiers and Sailors, or the widows of such persons, where such names have been dropped from said rolls since January 1st, 1922 on account of absence from the State for more than a year, where such Soldier or Sailor or widow of such person is a bona fide resident citizen of this State at the time of making application for restoration.

Also:

H. 292. To fix the salary of the Deputy Solicitor of Geneva County, Alabama, and provide for the manner of the payment of the same.

Also:

H. 320. To fix the salary of the Deputy Solicitor of Elmore County, Alabama.

Also:

H. 350. To provide for the institution and prosecution of misdemeanors in the Circuit Court of Covington County, otherwise than by indictment by the grand jury.

Also:

H. 356. To establish a county court for DeKalb County, Alabama; to define its jurisdiction and powers; to provide for its officers, their powers, duties and compensation; to provide that said court shall be open at all times for the trial of cases and transaction of business; to provide the rules and procedure of said court; to provide for the transfer of certain causes now and hereafter pending in the Circuit Court and the Probate Court of DeKalb County, Alabama, to the DeKalb County Court; and to provide for the transfer of certain cases pending in said DeKalb County Court to the equity side of the Circuit Court of DeKalb County, Alabama.

Also:

H. 358. To fix and regulate the fees of State witnesses in criminal cases in the Law and Equity Court and Circuit Court of Franklin County, Alabama (and before the Grand Jury of said County, and to provide for the payment thereof, and to provide for the collection of witness fees from defendants convicted and for the disposition of the same.

Also:

H. 362. To repeal an Act entitled an Act to provide for the working of all male inhabitants of Houston County, Alabama,

between the ages of eighteen and forty-five years, on the public roads of said County; to provide for the levy and collection of a per capital road tax upon such persons in lieu of such road service; to be used for the maintenance, upkeep, building and repair of such public roads; to prescribe the manner and means of raising or collecting such tax; to provide for and regulate the working, building, maintenance and upkeep of the public roads of said County; and to provide and fix penalties for the violation of the provisions of this act, approved February 21, 1927.

Also:

H. 376. To provide for the appointment of deputy clerks for the Inferior Criminal Court of Mobile County: To prescribe the duties and fix the compensation and salary of such deputy clerks. And finds same correctly enrolled.

Robert B. Harwood,
Chairman.

SIGNING OF BILLS.

The Speaker of the House in the presence of the House, immediately after the titles had been publicly read by the Clerk, the reading at length having been dispensed with by a two-thirds vote of a quorum present, signed the Bills, the titles to which are set out in the above and foregoing report of the Standing Committee on Enrolled Bills.

REPORT OF RULES COMMITTEE.

Mr. Tunstall, Acting Chairman of the Standing Committee on Rules, returned to the House the following resolutions with a favorable report:

By Mr. Stephens:

H. 77. To amend H. B. No. 8. Be it resolved by the House of Representatives that House Resolution No. 8 be amended so as to read as follows: That beginning with the next Legislative Day, the Clerk of the House shall have printed what is commonly called "First Readings" Calendar to contain only those bills which were introduced on the preceding Legislative Day.

The Resolution was adopted.

By Mr. Patterson:

H. 82. Resolved by the House that House Bill No. 633 providing for the construction, etc., of a court house for Morgan County, Alabama, be and the same is hereby made a special, paramount and continuing order for Tuesday, July 12th, 1927, immediately after the reports of Standing Committees.

And the Resolution was adopted.

By Rules Committee:

H. J. R. 83. Resolved by the House, the Senate concurring, that when the two Houses adjourn today, they adjourn to meet Tuesday, July 12th, 1927.

And the Resolution was adopted.

By Rules Committee:

H. 84. Resolved by the House that H. B. No. 391 and H. B. No. 675 be made special, paramount and continuing orders for today immediately after the reports of Standing Committees.

And the Resolution was adopted.

RESOLUTIONS.

The following resolution was introduced:

By Mr. Cockrell:

H. J. R. 85. Whereas, we notice in the Press an account of a splendid and magnanimous gift of printing presses and equipment valued at \$10,000.00 by Mr. Victor H. Hanson for the Birmingham News and Age-Herald, to type Alabama School of Trades & Industries at Gadsden, Alabama, and

Whereas, We have, also, noticed from time to time strong editorials in these newspapers encouraging this institution and stressing the great need for an educational institution of this kind which teaches the trades, therefore.

Be it Resolved, By the House of Representatives and the Senate concurring, that we extend, on behalf of the white boys of Alabama, who can not be here to express themselves on this subject but who will be benefitted by this generous donation, full appreciation to Mr. Victor H. Hanson, The Birmingham News and The Age-Herald for this splendid and useful gift.

On motion of Mr. Cockrell the rules were suspended and the resolution was adopted.

INTRODUCTION OF BILLS.

On a call of Counties, Bills were introduced, severally read one time and referred to appropriate Standing Committees as follows:

By Mr. Stewart of Bibb:

H. 746. To amend Section 6771 of the Code of Alabama of 1923.

Judiciary.

By Mr. Wallace (with notice and proof):

H. 747. To relieve the Tax Assessor of Chambers County from the duty of preparing a book of assessments and lieu thereof to arrange in alphabetical order, according to beats, the original assessment lists and have same permanently bound and kept

as permanent record and prepare tax collector's abstracts from said assessment lists.

Local Legislation.

Notice and Proof H. 747:

TO THE PUBLIC.

A BILL

To be entitled an Act to relieve the Tax Assessors of Chambers County from the duty of preparing a book of assessments and lieu thereof to arrange in alphabetical order, according to beats, the original assessment lists and have same permanently bound and kept as permanent record and prepare tax collector's abstracts from said assessed lists.

Be it enacted by the Legislature of Alabama:

Section 1. That the Tax Assessor of Chambers County, Alabama, shall not be required to prepare the book of assessments, but in lieu thereof shall be required to arrange in alphabetical order, according to beats, original assessment lists, and cause the same to be permanently bound and such assessment lists when bound shall constitute the book of assessments to all intents and purposes. Such assessment lists when bound shall be preserved permanently as a matter of record, and provided that in making the collector's abstracts such abstracts shall be made direct from the assessment lists.

Section 2. That all laws and parts of laws in conflict with the provisions of this Act, whether general, local or special be and the same are hereby repealed.

Section 3. That this Act shall be effective on its approval by the Governor.

State of Alabama, }
Chambers County. }

Before me, W. D. Yates, a Notary Public in and for said County and State, personally appeared C. L. Walton, who, being by me legally sworn, deposes and says:

I am the publisher of the LaFayette Sun, a newspaper published weekly, in LaFayette, Chambers County, Alabama; the foregoing notice to the Public—Proposed Legislation was published in said newspaper once a week for 4 consecutive weeks, beginning with the issue of June 15th, 1927, and appearing in the issues of said newspaper of dates June 22nd, June 29th, and July 6th.

C. L. Walton,
Publisher.

Sworn to and subscribed before me this 6th day of July, 1927.

W. D. Yates,
Notary Public.

By Mr. Cockrell:

H. 748. To amend Section 7331 of the Code of 1923—Secretary of Court; removal, vacancy, salary, etc.

Judiciary.

By Mr. Jones (with notice and proof):

H. 749. To abolish the Town of Edwardsville, a Municipal Corporation in Cleburne County, Alabama, and to dissolve the

Incorporation thereof and to provide for the disposition of the records of said town.

Local Legislation.

Notice and Proof H. 749:

NOTICE OF LOCAL BILL.

To Whom It May Concern:

Notice is hereby given that a local bill will be introduced in the Legislature of Alabama during the regular session of 1927, the substance of which local bill will be as follows:

A BILL.

To be entitled an Act to Abolish the Town of Edwardsville, a municipal corporation in Cleburne County, Alabama, and to dissolve the incorporation thereof and to provide for the disposition of the records of said town.

Be it enacted by the Legislature of Alabama:

Section 1. That the town of Edwardsville, a municipal corporation in Cleburne County, Alabama, is hereby abolished and the incorporation thereof dissolved.

Section 2. That all the records of the said town of Edwardsville shall be deposited with the Probate Judge of Cleburne County, Alabama, for reference and preservation.

Section 3. That all laws and parts of laws in conflict with the provision of this act be and the same are hereby repealed.

Section 4. That this act shall become effective upon its approval by the Governor.

State of Alabama, }
Cleburne County. }

Before me, Myrtle Barker, a Notary Public in and for said State and County, personally appeared C. F. Dodson, Publisher of the Cleburne News, a weekly newspaper published at Heflin, in Cleburne County, Alabama, who being duly sworn, deposes and says that the notice, copy of which is hereto attached, was published in said newspaper for four consecutive weeks as follows: May 5, May 12, May 19, and May 26, 1927.

C. F. Dodson,
Publisher.

Sworn to and subscribed before me this 8th day of June, 1927.

Myrtle Barker,
Notary Public.

By Mr. Jones of Cleburne (with notice and proof):

H. 750. To provide for the election of a Recorder in the Town of Heflin, Cleburne County, Alabama, to define the powers of such Recorder and to prescribe his duties and jurisdiction.

Local Legislation.

Notice and Proof H. 750.

NOTICE OF LOCAL BILL.

Notice is hereby given that a bill will be introduced before the present Legislature of Alabama at its next session, which will be in substance as follows:

A BILL.

To be entitled an Act to provide for the election of a Recorder in the Town of Heflin, Cleburne County, Alabama, to define the powers of such Recorder and to prescribe his duties and jurisdiction.

Be it enacted by the Legislature of Alabama:

Section 1. That the Mayor and Council of the Town of Heflin, Cleburne County, Alabama, may elect a Recorder, fix his salary and terms of office.

Section 2. That such Recorder when so elected shall have the same powers, duties and jurisdiction as given and prescribed for Recorders by Article 18 of Chapter 43 of the Code of Alabama of 1923, under the head of "Recorders and Recorders' Courts."

Section 3. That at any time there is no Recorder in office, under the provisions of this Act, the Mayor of said Town shall be ex-officio Recorder as prescribed by Section 1952 of the Code of Alabama of 1923.

Section 4. That any law or parts of laws in conflict with the provisions of this Act are hereby repealed, in so far as the same may apply to the said Town of Heflin, Alabama.

Section 5. That this Act shall go in effect immediately on its passage and approval by the Governor.

State of Alabama, }
Cleburne County. }

Before me, Myrtle Barker, a Notary Public in and for said State and County, personally appeared C. F. Dodson, Publisher of the Cleburne News, a weekly newspaper published at Heflin, Cleburne County, Alabama, who being duly sworn, deposes and says that the notice, copy of which is hereto attached, was published in said newspaper for four consecutive weeks as follows: May 12, May 19, May 26, and June 2, 1927.

C. F. Dodson,
Publisher.

Sworn to and subscribed before me this 8th day of June, 1927.

Myrtle Barker,
Notary Public.

By Mr. Jones of Cleburne (with notice and proof):

H. 751. To provide for the election of a County Superintendent of Education for Cleburne County, Alabama, by the qualified voters of Cleburne County, Alabama, at the general election in 1928 and every four years thereafter, to prescribe his qualifications, fix his term of office, prescribe his duties, and to fix his salary and provide the manner of payment of same.

Local Legislation.

Notice and Proof H. 751.

NOTICE.

Notice is hereby given that at the present session of the Legislature of Alabama, when it reconvenes in session in June, 1927, a bill will be introduced which will provide for the election of a County Superintendent of Education for Cleburne County, Alabama, by the qualified voters of Cleburne, Alabama, at the general election in 1928, to prescribe his qualifications, fix his term of office, prescribe his duties, and fix his salary.

State of Alabama, }
 Cleburne County. }

Before me, Myrtle Barker, a Notary Public, in and for said State and County, personally appeared E. P. Dodson, Publisher, of the Cleburne News, a weekly newspaper published at Heflin, in Cleburne County, Alabama, who, being duly sworn, deposes and says that the notice, copy of which is hereto attached, was published in said newspaper for four consecutive weeks as follows: May 26, June 2, June 9, and June 16, 1927.

E. P. Dodson,
 Publisher.

Sworn to and subscribed before me this 24th day of June, 1927.

Myrtle Barker,
 Notary Public.

By Mr. Darden:

H. 752. To regulate taking of appeals, in criminal cases, from justice of the peace courts, mayor's courts, recorders' courts, county courts, and other inferior courts of this State where such courts have final or concurrent jurisdiction, of such causes; to the circuit courts or to other courts of like jurisdiction, and to further regulate the trials and disposition of such appealed cases in the circuit courts or courts of like jurisdiction, and to provide that such appeals cannot be dismissed by the defendant in the circuit court or court of like jurisdiction without the consent of the circuit solicitor or other prosecuting attorney for the State, town, or city in open court; and to provide sureties on appeal bonds shall be liable to the amount of the bonds for fine and costs in the court below and in the appellate court.

Judiciary.

By Mr. Kirkpatrick (by request):

H. 753. To provide for the refund of the excise tax imposed on gasoline or any other liquid motor fuel by the State of Alabama where such tax has been paid by any person, firm, association or corporation who shall have bought and used such fuel other than in the operation of motor vehicles upon the public highways of the State of Alabama.

Appropriations.

By Mr. Christian:

H. 754. To compensate the Registers and Circuit Clerks of the Judicial Circuits of Alabama for collecting and transmitting all moneys to the State of Alabama.

Judiciary.

By Mr. Jeter:

H. 755. To conserve all flowering trees, bushes, shrubs, and plants, domesticated, native, or wild, and to make it a misdemeanor punishable by fine, for any person, other than the owner or person in possession of the land whereon the same are situated, to willfully cut, break, or remove any flowers therefrom or to willfully remove, cut, break, or injure any such tree, bush,

shrub, or plant, or to wilfully transport or aid, or abet the transportation of, or the cutting, breaking, injuring, or removal of, any such tree, bush, plant, shrub, or flowers therefrom without the consent of the owner, or person in possession of the land upon which such tree, bush, shrub, or plant is situated.

Game, Fish and Fisheries.

By Mr. Jeter:

H. 756. To conserve all flowering trees, bushes, shrubs, and plants, domesticated, native or wild in all counties in the State of Alabama, which now have, or may hereafter have over One Hundred Thousand population according to the last Federal census, or according to any Federal or State census hereafter taken, and to make it a misdemeanor for any person other than the owner or person in possession of the land whereon the same are situated, to wilfully cut, break, or remove any flowers therefrom, or to wilfully remove, cut, break, or injure any such tree, bush, shrub, or plant or to wilfully transport or aid, or abet the transportation of, or the cutting, breaking, injuring or removing of any such tree, bush, shrub, plant or flower therefrom without the consent of the owner or person in possession of the land upon which such tree, bush, shrub or plant is situated.

Game, Fish and Fisheries.

By Mr. Simpson:

H. 757. To amend Sections 10332 and 10333 of the Code of Alabama of 1923.

Judiciary.

By Mr. McAdory:

H. 758. To require the Boards of Revenue, Courts of County Commissioners, or other like or similar governing bodies, by whatever name called, of all counties in this State in which the Circuit Court or other Courts of like jurisdiction, is or may hereafter be held at the county site and at a place in such county other than at the county site to so form the precincts or beats of such county as to make the whole of each precinct or beat lie wholly within the territorial jurisdiction of such court holding at the county site or in the territorial jurisdiction of such court holding at such other place.

Revision of Laws.

By Mr. Miller of Marengo:

H. 759. To authorize the Board of Education of any county in this State, in order to acquire, construct, or repair any school building in any school district of their respective counties, or for paying for a public school building or building already built in any such district or to raise money for any such purpose, or to pay any person, firm or corporation for labor done or material furnished or money furnished for the purpose of building

any public school building in such district, the title to which is invested in the State of Alabama, to issue and sell 6% interest bearing school warrants payable out of the three mill district school taxes now levied or which may be hereafter levied and collected in said school district in such amount as may be necessary for such purpose or purposes.

Local Legislation.

By Mr. Lee (notice and proof):

H. No. 760. To amend Sections 2 and 4 of an act entitled "An Act to provide for the election of a County Solicitor for Monroe County, to define his duties and fix his compensation," approved September 25th, 1919 .

Local Legislation.

Notice and Proof H. 760:

NOTICE.

Notice is hereby given that there will be introduced, during the 1927 session of the Legislature of Alabama, a bill to amend Sections 2 and 4 of "An Act to provide for the election of a County Solicitor for Monroe County, to define his duties and fix his compensation," approved Sept. 25th, 1919, (Local Acts 1919, page 204.)

The said proposed bill will seek to amend Section 2 of said Act, so as to provide additional duties to be performed by said County Solicitor, and to amend Section 4 of said Act so as to increase the amount of the fees and commissions earned by said officer, which he may collect and retain for his services, annually.

State of Alabama, }
Monroe County. }

Before me, M. I. Dees, a Notary Public in and for said State and County, personally appeared Q. Salter, who is known to me, and who being by me first duly sworn, deposes and says as follows:

That he is Publisher of The Monroe Journal, a newspaper published weekly, at Monroeville, in Monroe County, Alabama, that the notice attached above was published for four successive weeks in said The Monroe Journal, the same appearing in the issues of May 26th, June 2nd, June 9th and June 16th, 1927.

Q. Salter.

Publisher of the Monroe Journal, Monroeville, Alabama.

Sworn to and subscribed before me, this the 18th day of June, 1927.
(SEAL)

M. I. Dees,

Notary Public, Monroe County, Ala.

My Commission expires February 16th, 1931.

By Mr. Sanderson:

H. No. 761. To regulate the procedure in the trial of causes wherein property is sought to be condemned.

Revision of Laws.

By Mr. Smith (with notice and proof). (By request).

H. 762. To amend Section 3 of an act approved September 3rd, 1919, entitled an act "To establish a Board of Revenue for Russell County, to provide for the appointment and election of

the members thereof and prescribe their duties and powers, to provide for a president of said board and to fix his duties and powers; and to fix their compensation: to divide the County of Russell into five (5) Board of Revenue Districts and abolish the Court of County Commissioners and repeal all conflicting laws, general, local and special."

Local Legislation.

Notice and Proof H. 762:

NOTICE.

To Whom It May Concern:

Notice is hereby given of the intention to apply to the present Legislature of Alabama, which began its regular quadrennial session on January 11, 1927, for the passage of a law the substance of which is as follows:

AN ACT.

To amend Section 3 of an Act approved September 3rd, 1919, entitled an Act "To establish a Board of Revenue for Russell County, to provide for the appointment and election of the members thereof and prescribe their duties and powers, to provide for a president of said board and to fix his duties and powers; and to fix their compensation; to divide the County of Russell into five (5) Board of Revenue Districts and abolish the Court of County Commissioners and repeal all conflicting laws, general, local and special," so that said section three will read as follows:

Sec. 3. On approval of this Act by the Governor, the Governor shall forthwith appoint one member of said Board of Revenue of Russell County from each of the said five (5) districts provided for in section two (2) of this Act, each of said five members so appointed shall be residents of their respective districts who shall together constitute the members of the Board of Revenue of Russell County hereby created and established. The members of the said Board of Revenue appointed by the Governor from Districts numbered One and Two shall hold office until the general election to be held in the year 1920, and until their successors are elected and qualified; and the members of said Board of Revenue appointed by the Governor from the Third, Fourth and Fifth Board of Revenue Districts as provided for in Section Two of this Act, respectively shall hold office until the general election to be held in the year 1922, and until their successors are elected and qualified; and subsequently, and on the expiration of the terms of office of the members of the Board of Revenue of Russell County as provided, there shall be elected a member from each of said districts, who shall be a resident of said district, by the qualified electors of Russell County, who shall hold office for a period of four years, and until their successors are elected and qualified.

State of Alabama, }
Russell County. }

Before me, Isabel A. Moses, a Notary Public in and for said County in said state, personally appeared I. I. Moses, Publisher of the Phenix-Girard Journal a weekly newspaper of general circulation in Russell County, who being by me duly sworn doth depose and say that the attached Notice to amend Section 3 of an Act approved September 3rd, 1919, entitled an Act to establish a Board of Revenue of Russell County was published in four successive issues of said Phenix Girard Journal to-wit; May 13th, 1927,

May 20th, 1927, May 27th, 1927, June 3rd, 1927. Said Phenix-Girard Journal being published in Phenix City, Russell County, Ala.

I. I. Moses.

Sworn to and subscribed before me this the 9th day of June, 1927.
(SEAL)

Isabel A. Moses,
Notary Public.

By Mr. Miller of Sumter (by request):

H. 763. To amend Section 42 of an Act "In reference to and to further provide for the general revenue of the State of Alabama," approved Aug. 22nd, 1923.

Ways and Means.

By Mr. Waddell (with notice and proof):

H. 764. For the relief of H. B. Pitts, Tax Collector of Russell County, Alabama, for the sum of One Thousand Seven Hundred Fifty and 39-100 Dollars. The same being the amount of money collected by said H. B. Pitts, as Tax Collector of Russell County, and deposited in the First National Bank of Seale, Alabama, which Bank failed on the 3rd day of December, 1923. And said money so deposited has never been returned or repaid to the State or H. B. Pitts, Tax Collector.

Appropriations.

Notice and Proof H. 764:

NOTICE OF LOCAL BILL

Notice is hereby given that a Bill will be introduced in the Legislature of Alabama, to pay H. B. Pitts, Tax Collector of said County, the sum of One Thousand Seven Hundred Fifty and 39-100 Dollars the same being the amount of money collected by said H. B. Pitts, as Tax Collector of Russell County, and deposited in the First National Bank of Seale, Alabama, which Bank failed on the 3rd day of December, 1923. And said money so deposited has never been returned or repaid to the State or H. B. Pitts, Tax Collector.

H. B. Pitts.

State of Alabama, }
Russell County. }

Before me, H. R. Dudley, Judge of Probate in and for said State and County, this day personally appeared W. H. Chadwick, who is known to me, and who being by me first duly sworn deposes and says: that he is the publisher of the Russell Register a newspaper published in Seale, Russell County, Ala., and that the attached notice of a Bill to be presented to the Legislature appeared in the issues of said newspaper of May 20th, 27th, and June the 3rd and 10th, 1927.

W. H. Chadwick,
Publisher.

Subscribed and sworn to before me on this the 5th day of July, 1927.
(SEAL)

H. R. Dudley,
Judge of Probate.

By Mr. Goode:

H. 765. To provide for refunding of money paid to drainage districts for bonds or securities issued by them under the pro-

visions of an invalid act or law and to provide for the raising of funds therefor.

Agriculture.

By Mr. Goode:

H. 766. To ratify, confirm and validate the corporate existence and corporate powers of all drainage districts heretofore organized as bodies corporate under the statutes of Alabama providing for the creation of drainage districts and organizing them into corporations, but which statutes have been declared invalid.

Agriculture.

By Mr. Goode:

H. 767. To validate certain bonds heretofore issued by drainage districts in Alabama.

Agriculture.

By Mr. Goode:

H. 768. To authorize Drainage Districts and sub-districts thereof now, heretofore or hereafter created to issue bonds for the payment of indebtedness now, heretofore or hereafter incurred; to provide for the assessment or reassessment against the lands and other property in such districts, and to provide for the collection of costs and expenses of installing and maintaining of levees and drainage systems now, heretofore or hereafter created not to exceed the increased value of such lands by reason of special benefits derived from such improvements, and to provide for the selling of bonds thereof, original or refunding, not to exceed the increased value of the property by reason of special benefits derived from such improvements.

Agriculture.

By Mr. Howell:

H. 769. To prohibit dogs from running at large during April, May and June; to provide for the enforcement, and to provide a penalty for violation of this Act.

Game, Fish and Fisheries.

By Mr. Tunstall:

H. 770. To authorize the payment of Taxes which may be in Litigation, and the refunding of such Taxes as may be ascertained to be erroneously or illegally paid.

Ways and Means.

By Mr. Merrill:

H. 771. To amend Section 222 of the Revenue Code of the State of Alabama of 1923.

Ways and Means.

BILLS ON SECOND READING.

Mr. Simpson, Chairman of the Standing Committee on Judiciary, reported that said Committee in session had acted on the

following bills and ordered same returned to the House with a favorable report:

H. 174. To amend Section 6739 of the Code of Alabama of 1923.

H. 460. To amend Section 1438 of the Code of Alabama of 1923.

H. 461. To amend Section 1439 of the Code of Alabama of 1923.

H. 478. To amend Section 6129 of the Code of Alabama, 1923.

H. 480. To amend Sections 10293 and 10300 of the Code of Alabama, 1923.

H. 481. To amend Section 10306 of the Code of Alabama, 1923.

H. 482. To amend Section 1354 of the Code of Alabama, 1923.

H. 488. To further regulate the trial of causes, the introduction of evidence, and objections and exceptions thereto.

H. 490. To amend Section 6248 of the Code of Alabama, 1923.

H. 493. To amend Section 865 of the Code of Alabama, 1923.

H. 496. To amend Section 6574 of the Code of Alabama, 1923.

H. 498. To amend Section 7418 of the Code of Alabama, 1923.

H. 511. To amend Section 5619 of the Code of Alabama, 1923.

H. 513. To amend Section 8025 of the Code of Alabama, 1923.

Mr. Simpson, Chairman of the Standing Committee on Judiciary, reported that said Committee in session had acted on the following bills and ordered same returned to the House with a favorable report with amendment:

H. 479. (with amendment). To amend Section 7209 of the Code of Alabama, 1923.

H. 483 (with amendment). To amend Section 7327 of the Code of Alabama, 1923.

Mr. Simpson, Chairman of the Standing Committee on Judiciary, reported that said Committee in session had acted on the following bill and ordered same returned to the House with a favorable report with substitute:

H. 377 (with substitute). To define, regulate, and license real estate brokers and real estate salesmen; to create a State Real Estate Commission; and to provide a penalty for a violation of the provisions hereof.

Mr. Sanderson, Chairman of the Standing Committee on Revision of Laws, reported that said Committee in session had acted on the following bills and ordered same returned to the House with a favorable report:

S. 130. To provide for the giving of notices and information by the clerks and registers of the courts of the State of Alabama relative to matters in cases pending therein.

H. 540. To provide for the regulation of automatic merchandise vendors in the State of Alabama, and devices of like character dispensing soft drinks, and to provide for licensing same.

H. 662. To provide for the release by the wife of her dower in lands belonging to the husband when the husband is non compos mentis or insane.

H. 663. To amend Section 4 of an act "To regulate the sale at public auction of gold, silver, plated ware, precious stones, watches, clocks, jewelry, bric a brac, glassware and to provide penalties for the violation thereof," approved October 1, 1923.

H. 719. To amend Section 7327 of the Code of 1923.—Salary of Judges.

Mr. Deloney, Chairman of the Standing Committee on Ways and Means, reported that said Committee in session had acted on the following bill and ordered same returned to the House with a favorable report with substitute:

H. 611 (with substitute). To provide for the regulation and operation by persons, firms, or corporations of what is known as Chain Stores and to fix a license for same:

Mr. Ware, Chairman of the Standing Committee on Appropriations, reported that said Committee in session had acted on the following bills and ordered same returned to the House with a favorable report:

S. 171. To make an appropriation for the Equipment and Maintenance of the Alabama Room in the Confederate Memorial Museum at Richmond, Virginia.

H. 143. To authorize and provide for the payment of the sum of Two Thousand Five Hundred (\$2,500.00) Dollars for the relief of Perry J. Coyle of Jefferson County who was injured on the 9th day of October, 1920, while in line of duty with the National Guard of Alabama.

H. 736. Authorizing the "State Docks Commission" to pay to Carrie Bemis the sum of fifteen hundred dollars as compensation for the death of her minor son, Roy Albert Bemis, whose death occurred in September, 1926, while Roy Albert Bemis was in the employ of said Commission.

Mr. Starnes, Chairman of the Standing Committee on Privileges and Elections, reported that said Committee in session had acted on the following bills and ordered same returned to the House with a favorable report:

S. 264. To further regulate primary and general elections of Associate Justices of the Supreme Court; Justices of the Court of Appeals; Judges of the Circuit Courts.

S. 328. To validate, legalize and confirm elections heretofore held under the provisions of Article 12, Section 223 to 246 inclusive of the school code of Alabama, 1924, providing for elections to authorize any county in the State to levy and collect special county tax for public school purposes not to exceed thirty (30) cents on each one hundred dollars (\$100.00) worth of taxable property in such county; to authorize any school district, in any county that may be levying special county taxes for school purposes of not less than thirty (30) cents on each one hundred dollars (\$100.00) worth of taxable property in such county, to levy a special district tax for school purposes not to exceed thirty (30) cents on each one hundred dollars (\$100.00) worth of taxable property in such school district; and to authorize boards of education to issue interest bearing warrants to erect, repair and equip school buildings and to otherwise improve school facilities.

H. 647. To validate and legalize elections heretofore held under the provisions of an act of the Legislature approved February 13, 1919, entitled, "An Act to provide for elections to authorize any county in the State to levy and collect a special county tax for public school purposes not to exceed thirty (30) cents on each one hundred dollars (\$100.00) worth of taxable property in such county; to authorize any school district, in any county that may be levying special county taxes for school purposes of not less than thirty (30) cents on each one hundred dollars (\$100.0) worth of taxable property in such county, to levy a special district tax for school purposes not to exceed thirty (30) cents on each one hundred dollars (\$100.00) worth of taxable property in such school district; and to authorize boards of education to issue interest bearing warrants to erect, repair and equip school buildings and to otherwise improve school facilities," and under the provisions of Article 12 of an act of the Legislature approved September 26, 1919, entitled, "An act to provide a complete educational system for the the State of Alabama, etc.," or any amendments thereto, or any subsequent acts of the Legislature relating to special school tax elections.

H. 277. To amend Section 156 of the Code of Alabama.

Mr. Morrow, Chairman of the Standing Committee on Local Legislation, reported that said Committee in session had acted on the following bills and ordered same returned to the House with a favorable report:

S. 166. To allow the Sheriff of Winston County an additional deputy sheriff to that as now provided by law, and fix his

salary, and make it payable out of the general funds of the county in monthly installments, said deputy to be located at Haleyville, Alabama.

S. 315. To amend Section 16 of an Act approved September 25, 1915, entitled "An Act to provide for the government by a commission of all cities in Alabama which now have or which may hereafter have a population of one hundred thousand people or more, according to the last Federal Census or any such census which may hereafter be taken, when such cities by an election adopt the provisions of this Act; to provide for the selection and election of commissioners and their terms of office; to fix their powers, duties and compensation; to punish improper conduct in connection with the election of said commissioners and to otherwise provide for the creation, conduct and maintenance of said commission form of government, and to repeal all laws and parts of laws in conflict with the provisions of this Act;" as amended by an Act approved August 15, 1923, entitled: An Act "To amend an Act approved September 25th, 1915; entitled: 'An Act to provide for the government by a commission of all cities in Alabama which now have or which may hereafter have a population of one hundred thousand people or more, according to the last Federal census or any such census which may hereafter be taken, when such cities by an election adopt the provisions of this Act; to provide for the selection and election of commissioners and their terms of office; to fix their powers, duties and compensation; to punish improper conduct in connection with the election of said commissioners and to otherwise provide for the creation, conduct and maintenance of said commission form of government, and to repeal all laws and parts of laws in conflict with the provisions of this act;' and to provide for the going into effect of the various sections of said Act as amended."

S. 329. To authorize the Town Council of the Town of Vincent, Alabama, to abolish its Board of Education and place the government and control of the public schools of said Town under the control of the County Board of Education and under State control.

H. 455. For the relief of David W. W. Fuller of Montgomery County for special services rendered said county.

H. 646. To amend Sections 1, 2, 3, 4, 5, 23 and 26 of an act entitled "An Act to regulate and provide for the working, building, maintenance and upkeep of the public roads and bridges in Bibb County, Alabama, and prescribe manner and means of collecting and raising revenue and funds for the working, building, maintenance and upkeep of the public roads and bridges of and in Bibb County, Alabama. To regulate the public road and

bridge affairs of Bibb County, Alabama, to provide funds, regulations and penalties to carry the provisions and purposes of this act into effect, and the manner and means of raising or collecting such funds, and to provide for the collection of a per capita road tax for a license tax on all vehicles propelled by animals, electricity, gasoline or other power whatsoever to be used for the maintenance, building, upkeep and repair of such roads and bridges and for the collection thereof," approved September 19, 1919.

Mr. Smith, Chairman of the Standing Committee on County and County Boundaries, reported that said Committee in session had acted on the following bill and ordered same returned to the House with a favorable report:

H. 372. To alter or re-arrange the boundary line between the counties of Lee and Russell and to take from Lee County certain territory which is now a part of Lee County, and place said territory in Russell County.

Mr. Jeter, Chairman of the Standing Committee on Game, Fish and Fisheries, reported that said Committee in session had acted on the following bill and ordered same returned to the House with a favorable report:

H. 577. To repeal an act entitled, "An Act to make it lawful for any person or persons to use fish traps with fingers or slats not less than one and one-half inch apart for the purpose of taking or catching fish in that part of Coosa River that lies within St. Clair County, Alabama, and to further regulate the operation of such traps, approved September 24, 1923.

Mr. Jeter, Chairman of the Standing Committee on Game, Fish and Fisheries, reported that said Committee in session had acted on the following bill and ordered same returned to the House with a favorable report with amendment:

H. 368 (with amendment). To be called "The Conservation Code of Alabama," to provide a general and complete system or body of laws, civil and criminal, for, or in any way having to do with or relating to the protection, conservation, preservation, and propagation and development, of all the wild life and seafood resources of the State of Alabama and within the territorial jurisdiction of said State, and the introduction of new species therein; to abolish the Department of Game and Fisheries of Alabama and provide for and establish in lieu thereof, the Department of Conservation of Alabama; to provide for a Commissioner of Conservation and provide that the present Commissioner of Game and Fisheries shall be and become the first Commissioner of Conservation; to provide the purposes, powers, du-

ties and authority of the Department of Conservation, and the Commissioner of Conservation; to provide for all officers, agents and employees in, under, or connected with the Department of Conservation, their powers, duties, compensation and expenses, and further to provide for the bonding of same; to provide for all licenses, taxes, and permits, in connection with the conservation, preservation, protection and propagation of the wild life and seafood resources of the State or within its territorial jurisdiction, and to provide other means of raising revenue for such purposes; to provide for the Game and Fish Fund and the Seafood Fund, and the collection, accumulation and disposition of same; to provide for State game preserves, refuges, sanctuaries, hatcheries, and cultural stations, and regulations relating to same; to provide for the closing of seasons on all birds, animals, and species of seafood and size limits and bag limits on same; to provide for penalties for violations of the provisions of the code, the machinery for handling or prosecuting cases arising under provisions of this act, trials of such cases, appeals from same, the denial of jury trials in misdemeanor cases except on appeal; to prohibit the taking, catching, or attempting to take or catch any of protected birds, animals or species of seafood, by illegal devices, and to provide what are legal and what illegal devices; to restrict or prohibit sale of game birds, or animals, or species of seafood; to provide for the condemnation and confiscation of all equipment or devices illegally used; to regulate commercial hunting, fishing, trapping, or taking, selling, shipping, transporting, or dealing in, all protected game, birds, fish, and species of sea food, and provide for licenses for same; to make dynamiting of streams or waters a felony and provide penalty for same; to provide for the Seafood Commission, its purposes, powers and duties; to provide for the members of the Seafood Commission, and to fix their compensation and provide for their powers and duties; to provide ex-officio duties for the Commissioner of Conservation, sheriffs, solicitors, deputy sheriffs, marshals, constables, etc., relative to the provisions of this Act and the enforcement of same; to provide special rules of pleading and practice for trials of cases arising under this act; to provide for the repeal of all laws or parts of laws in conflict with the provisions of this act.

Mr. Hawkins, Chairman of the Standing Committee on Municipal Organization, reported that said Committee in session had acted on the following bills and ordered same returned to the House with a favorable report:

S. 330. To repeal Section 2364 of the Code of Alabama, 1923.

S. 331. To amend Section 2341 of the Code of Alabama, 1923.

Mr. Guy, Chairman of the Standing Committee on Penitentiaries, reported that said Committee in session had acted on the following bill and ordered same returned to the House with a favorable report with substitute:

H. 281 (with substitute). To create a State Bureau of Criminal Identification, to provide for the expense of conducting the office, to provide for a superintendent and defining his duties, to provide for the necessary employees, to provide for the salary of the superintendent and the other employees, to provide for the necessary offices and equipment, to define a certain part of the duties of the sheriffs of the several counties of the State of Alabama, to define a certain part of the duties of the chiefs of police and marshals of incorporated cities and towns with a population of not less than three thousand inhabitants of the State of Alabama, to provide for the punishment for violators of this act.

Mr. Matthews, Chairman of the Standing Committee on Criminal Administration, reported that said Committee on Criminal Administration, reported that said Committee in session had acted on the following bills and ordered same returned to the House with a favorable report:

H. 313. To further define robbery and to provide penalties therefor.

H. 342. To authorize and require the State Board of Administration to have and maintain a minister of the Gospel at every camp, hospital, prison or other place in the State of Alabama where one hundred or more prisoners or convicts are kept, and to provide for the compensation of such ministers of the Gospel.

Mr. Lee, Chairman of the Standing Committee on Banks and Banking, reported that said Committee in session had acted on the following bills and ordered same returned to the House with a favorable report:

H. 282. To amend Article 5, Chapter 144, Sections 4158, 4159 and 4160 of the Code of 1923.

H. 308. To authorize and require the Banking Department of Alabama to cause the Trust Departments of State Banks to be examined as provided in Alabama Code (1923) Sections 6289 and 6290.

H. 413. To make it unlawful to use the words bank, banking company, trust company, savings company, or other words indicating that a banking or trust or savings business is being done by any person, firm or corporation not actually authorized under the law of Alabama to engage in a banking or trust or savings business and is subject to examination and supervision of the

State Banking Department, and to prescribe penalties for violations thereof.

H. 414. To authorize the allowance of necessary and reasonable expenses incurred by the Superintendent of Banks, or his Liquidating Agents, or Assistants, in defense of any indictment or prosecution against them, or either of them, for or on account of any act or transaction alleged to have been done or committed under color of office, or in or about the administration or liquidation of the affairs of any bank or banking institution in the custody of the Superintendent of Banks, or about to be taken over by him, for administration or liquidation, when such Superintendent of Banks, Liquidating Agent or Assistant is acquitted or discharged; such allowance to be made out of funds or assets of such Bank.

H. 415. To amend Section 6336 of the 1923 Code of Alabama. (Relating to the amount of capital stock of banks doing business in this State.)

Mr. Lee, Chairman of the Standing Committee on Banks and Banking, reported that said Committee in session had acted on the following bill and ordered same returned to the House with a favorable report with amendment:

H. 543 (with amendment). To provide a code of laws authorizing and governing the issuance, sale, regulation, funding, refunding, paying, and retiring of bonds of the counties and municipal corporations, and to repeal all laws in conflict with the same.

Mr. Johnson, Chairman of the Standing Committee on Insurance and Insurance Companies, reported that said Committee in session had acted on the following bills and ordered same returned to the House with a favorable report:

H. 731. To amend Section 7584 of the Code of 1923 by requiring employers desirous of carrying their own compensation insurance under the provisions of the Workmen's Compensation Act to qualify with the compensation commissioner before doing so, and further clarifying and simplifying the phraseology of said section 7584.

H. 732. To amend Section 7596 of the Code of 1923 by extending the scope of the schedule of benefits of the Workmen's Compensation Act to cover occupational diseases and clarify the definition of the terms "employee" and "Workman" as used in said act.

Mr. Long, Chairman of the Standing Committee on Rules, reported that said Committee in session had acted on the following bill and ordered same returned to the House with a favorable report:

H. 338. To Prevent any Officer, or office holder, in the State of Alabama from receiving any salary or emolument from the State except the salary or emolument provided by law for such officer when elected, or such office holder when elected or appointed, and making it unlawful to receive more than one salary or any additional compensation.

Mr. Long, Chanrman of the Standing Committee on Rules, reported that said Committee in session had acted on the following bill and ordered same returned to the House with a favorable report with substitute:

H. 745 (with substitute). To establish a Board of Commissioners for Jefferson County, Alabama; to prescribe its powers and duties; to fix the compensation of its members; to designate by name the first members to serve hereunder and to fix their respective terms of office; to provide for his or their successor or successors in office and to fix their respective terms of office; to abolish the Board of Revenue, the office of county treasurer and the office of coroner of said county.

Mr. Waddell, Chairman of the Standing Committee on Constitution and Constitutional Amendments, reported that said Committee in session had acted on the following bill and ordered same returned to the House with a favorable report with substitute:

H. 542 (with substitute):

H. 542. A Bill to be entitled An Act to provide and submit to the qualified electors of the State of Alabama at the next general election after the final adjournment of the present session of the Legislature an amendment to the Constitution of Alabama so as to fix the debt limitation of all cities, towns, villages, and other municipal corporations of the State of Alabama, to set out the kinds of indebtedness not included in such limitation, and to provide for the levy and collection of a tax in every city, town, village, or other municipal corporation, and in every county, in the State sufficient to pay the principal and interest upon all bonds, including refunding bonds, hereafter issued.

Be it enacted by the Legislature of Alabama:

Section 1. That the following amendment to the Constitution of Alabama is hereby proposed, and an election by the qualified elector of the State is hereby ordered upon such proposed amendment and the day appointed for such election is at the next general election after the final adjournment of the present session of the Legislature at which this amendment is proposed. The amendment proposed is as follows:

(A) All cities, towns, villages, and other municipal corporations are hereby authorized to become indebted in an amount, in-

cluding present indebtedness, not exceeding ten per centum of the assessed valuation of the property therein, as the same is assessed for State taxation. There shall not be included in the above limitations of indebtedness the following classes of indebtedness, to-wit: (a) Temporary loans for current expenses to be paid within one year made in anticipation of the collection of taxes for the current year, and not exceeding one-fourth of the general revenues for the preceding year; (b) indebtedness already or hereafter incurred for acquiring, providing, or constructing water works, electric lights and gas plants (c) indebtedness already or hereafter incurred for sewer, street, sidewalk, or other improvements, whether of a like or of any different kind, to the extent that the cost thereof has been or is proposed to be assessed against the property benefited thereby; and (d) indebtedness incurred prior to September 1st, 1927, which at the time it was incurred, was without the then existing constitutional limitations, and any obligations to be incurred in refunding such indebtedness.

In ascertaining the amount of indebtedness subject to said limitation, there shall be deducted from the total amount of such indebtedness sinking funds on hand and applicable solely to the payment of indebtedness subject to said limitation.

(B) Every city, town, village, or other municipal corporation, and every county, shall annually levy and collect, in addition to all other taxes now or hereafter authorized by law, a tax on the property situated therein sufficient to pay the principal and interest falling due in that year or falling due in any prior year and remaining unpaid upon all bonds hereafter issued, including refunding bonds hereafter issued, (but such refunding bonds shall mature over a period of not less than fifteen years in such installments as may be provided by law) and the officers of such municipal corporation and county now or hereafter charged by law with the duty of levying and collecting taxes are hereby authorized and required annually to levy and collect such taxes in the same manner as other taxes are levied and collected, the proceeds thereof to be applied solely to the payment of such principal and interest, provided the amount of such tax shall be decreased by the amount of special assessments or other funds on hand and appropriated to the payment of such principal and interest. Nothing herein contained shall prevent any such municipal corporation, or county from applying funds derived from taxes levied from general purposes or from any other source to the payment of bonds to such municipal corporation or county or interest thereon. Any laws enacted by the Legislature of 1927 shall be valid and have effect under this amendment to the same extent as they had been enacted subsequent to its adoption.

Section 2. That notice of the election hereby ordered together with the amendment hereby proposed shall be given by a proclamation of the Governor which shall be published in one newspaper once a week in each county in the State for at least eight successive weeks next preceding the day hereby appointed for such election.

Section 3. That at the election hereby ordered to be held as herein provided and qualified electors shall vote on said proposed amendment and on the official ballot printed for such election there shall be printed the following: "Shall the following proposed amendment of the Constitution of Alabama be adopted?"

(A) All cities, towns, villages, and other municipal corporations are hereby authorized to become indebted in an amount, including present indebtedness, not exceeding ten per centum of the assessed valuation of the property therein, as the same is assessed for State taxation. There shall not be included in the above limitation of indebtedness the following classes of indebtedness, to-wit: (a) temporary loans for current expenses to be paid within one year, made in anticipation of the collection of taxes for the current year, and not exceeding one-fourth of the general revenues for the preceding year; (b) indebtedness already or hereafter incurred for acquiring, providing, or constructing water works, electric light and gas plants; (c) indebtedness already or hereafter incurred for sewer, sidewalk, street, or other improvements, whether of a like or of any different kind, to the extent that the cost thereof has been or is proposed to be assessed against the property benefitted thereby; and (d) indebtedness incurred prior to September 1st, 1927, which, at the time it was incurred, was without the then existing constitutional limitations, and any obligations to be incurred in refunding such indebtedness. In ascertaining the amount of indebtedness subject to said limitations, there shall be deducted from the total amount of such indebtedness sinking funds on hand and applicable solely to the payment of indebtedness subject to said indebtedness.

(b) Every city, town, village, or other municipal corporation and every county, shall annually levy and collect, in addition to all other taxes now or hereafter authorized by law a tax on the property therein situated sufficient to pay the principal and interest falling due in that year or falling due in any prior year and remaining unpaid upon all bonds hereafter issued, (but such refunding bonds shall mature over a period of not less than fifteen years in such installments as may be provided by law) and the officers of such municipal corporation and county now or hereafter charged by law with the duty of levying and collecting taxes are hereby authorized and required annually to levy and collect such taxes in the same manner as other taxes

are levied and collected, the proceeds thereof to be applied solely to the payment of such principal and interest, provided the amount of such tax shall be decreased by the amount of special assessments or other funds on hand and appropriated to the payment of such principal and interest. Nothing herein contained shall prevent any such municipal corporation or county from applying funds derived from taxes levied from general purposes or from any other source to the payment of bonds of such municipal corporation or county or interest thereon. Any laws enacted by the Alabama Legislature of 1927 shall be valid and have effect under this amendment to the same extent as they had been enacted subsequent to its adoption."

Following the proposed amendment on the ballot shall be printed the word "Yes," and immediately under that shall be printed the word "No." The choice of the elector shall be indicated by a cross mark made by him, or under his direction, opposite the word expressing his desire.

Section 4. That the officers to hold such election shall be the same, and shall be appointed in the same manner and by the same officials as provided by the election law of the State for the appointment of officers to hold general elections in this State, and the election shall be held in all things in accordance with this act, the law governing general elections and the constitutional provisions concerning amendments to the Constitution.

Section 5. That the votes cast at such election shall be counted, canvassed and tabulated and return made to the Secretary of State in the same manner as in election of representatives to the Legislature; and if it shall thereupon appear that a majority of the qualified electors who voted at such election upon the proposed amendment voted in favor of the same, such amendment shall be valid in all intents and purposes as a part of the Constitution of Alabama.

Section 6. The result of such election shall be made known by proclamation by the Governor.

Section 7. The expenses of the election herein provided for and the cost of the publication of the notices shall be paid out of the State Treasury in the same manner as the expenses of other general elections are paid.

The above and foregoing bill proposing an amendment to the Constitution was read a second time, at length, and placed on the Calendar.

H. 539 (with substitute).

H. 539. A Bill to be entitled an act to provide and submit to the qualified electors of the State of Alabama at an election to be held at the next general election after the final adjournment of the present session of the Legislature an amendment to the Con-

stitution of Alabama authorizing all counties to incur bonded indebtedness in addition to all indebtedness now authorized by the Constitution, or any amendment thereto prior to the date of this amendment, in an amount not exceeding one and one-half per centum of the assessed value of property therein, as assessed for State taxation, provided such additional bonded indebtedness is authorized by a majority vote by ballot of the qualified voters of such county voting upon such proposition.

Be it enacted by the Legislature of Alabama:

Section 1. That the following amendment to the Constitution of Alabama is hereby proposed, and an election by the qualified electors of the State is hereby ordered upon such proposed amendment and the day appointed for such election is at the next general election after the final adjournment of the present session of the Legislature at which this amendment is proposed. The amendment proposed is as follows:

All counties are hereby authorized to incur bonded indebtedness, in addition to all indebtedness now authorized by the Constitution of Alabama, or any amendment thereto prior to the date of this amendment, in an amount not exceeding one and one-half per centum of the assessed value of property therein, as assessed for State taxation, provided such additional bonded indebtedness is authorized by a majority vote by ballot of the qualified voters of such county voting upon such proposition.

Section 2. That notice of the election hereby ordered together with the amendment hereby proposed shall be given by a proclamation of the Governor which shall be published in one newspaper once a week in each county in the State for at least eight successive weeks next preceding the day hereby appointed for such election.

Section 3. That at the election hereby ordered to be held as herein provided the qualified electors shall vote on said proposed amendment and on the official ballot printed for such election there shall be printed the following: "Shall the following proposed amendment be adopted?"

"All counties are hereby authorized to incur bonded indebtedness, in addition to all indebtedness now authorized by the Constitution of Alabama, or any amendment thereto prior to the date of this amendment, in an amount not exceeding one and one-half per centum of the assessed value of property therein, as assessed for State taxation, provided such additional bonded indebtedness is authorized by a majority vote by ballot of the qualified voters of such county voting upon such proposition."

Following the proposed amendment on the ballot shall be printed the word "Yes", and immediately under that shall be printed the word "No." The choice of the elector shall be indi-

cated by a cross mark made by him, or under his direction, opposite the word expressing his desire.

Section 4. That the officers to hold such election shall be the same, and shall be appointed in the same manner and by the same officials as provided by the election laws of the State for the appointment of officers to hold general elections in this State, and the election shall be held in all things in accordance with this Act, the law governing general elections and the Constitutional provisions concerning amendments to the Constitution.

Section 5. That the votes cast at such election shall be counted, canvassed and tabulated and return made to the Secretary of State in the same manner as in elections of representatives to the Legislature; and if it shall thereupon appear that a majority of the qualified electors who voted at such election upon the proposed amendment voted in favor of the same, such amendment shall be valid in all intents and purposes as a part of the Constitution of Alabama.

Section 6. The result of such election shall be made known by proclamation by the Governor.

Section 7. The expenses of the election herein provided for and the cost of the publication of the notices shall be paid out of the State Treasury in the same manner as the expenses of other general elections are paid.

The above and foregoing bill proposing an amendment to the Constitution was read a second time, at length, and placed on the Calendar.

Mr. Ward, of Tuscaloosa, Chairman of the Standing Committee on Education, reported that said Committee in session had acted on the following bill and ordered same returned to the House with a favorable report with amendment:

H. 318 (with amendment). To make appropriations to the State Board of Education for the further support, maintenance and development of public education in Alabama, through agencies, services and institutions under its general or direct control or subject to its rules and regulations; to make appropriations to the Alabama College, the Alabama Polytechnic Institute and the University of Alabama, for further support, maintenance and development; and to prescribe conditions of apportionment and expenditure of these appropriations.

The above and foregoing bills were severally read a second time and placed on the Calendar.

BILLS REPORTED ADVERSELY.

Mr. Morrow, Chairman of the Standing Committee on Local Legislation, reported that said Committee, in session, had acted

on the following bills and ordered same returned to the House with an adverse report:

H. 550.

Also:

H. 551.

Also:

H. 616.

Also:

H. 644.

Also:

H. 645.

Also:

H. 709.

Mr. Sanderson, Chairman of the Standing Committee on Revision of Laws reported that said Committee, in session, had acted on the following bill and ordered same returned to the House with an adverse report:

H. 570.

Mr. Simpson, Chairman of the Standing Committee on Judiciary, reported that said Committee, in session, had acted on the following bill and ordered same returned to the House with an adverse report:

H. 484.

Mr. Long, Chairman of the Standing Committee on Rules, reported that said Committee, in session, had acted on the following bill and ordered same returned to the House with an adverse report:

H. 565.

Mr. Starnes, Chairman of the Standing Committee on Privileges and Elections, reported that said Committee, in session, had acted on the following bills and ordered same returned to the House with an adverse report:

H. 40.

Also:

H. 42.

Also:

H. 50.

Also:

H. 175.

Also:

H. 561.

Mr. Johnson, Chairman of the Standing Committee on Insurance and Insurance Companies, reported that said Committee,

in session, had acted on the following bill and ordered same returned to the House with an adverse report:

H. 734.

Mr. Ware, Chairman of the Standing Committee on Appropriations, reported that said Committee, in session, had acted on the following bills and ordered same returned to the House with an adverse report:

S. 89.

Also:

S. 172.

Also:

H. 147, H. 525; H. 568 and H. 703.

Mr. Guy, Chairman of the Standing Committee on Penitentiaries, reported that said Committee, in session, had acted on the following bills and ordered same returned to the House with an adverse report:

H. 155.

Also:

H. 156.

Mr. Matthews, Chairman of the Standing Committee on Criminal Administration, reported that said Committee, in session, had acted on the following bill and ordered same returned to the House with an adverse report:

H. 643.

Mr. Lee, Chairman of the Standing Committee on Banks and Banking, reported that said Committee, in session, had acted on the following bills and ordered same returned to the House with an adverse report:

H. 188.

Also:

H. 189.

Also:

H. 190.

The above and foregoing bills were severally read a second time and placed on the Adverse Calendar.

NOTICE GIVEN.

Mr. Stewart of Bibb, gave notice that on the next Legislative Day he would move to take H. 42 from the Adverse Calendar, and place same on regular Calendar of the House.

SPECIAL ORDER.

The House proceeded to the consideration of the special order which was the bill:

H. 391. To provide a general system of legislation pertaining to public roads, highways and bridges, including therein the establishment of a State Highway Department and State Highway Commission; to create the office of Alabama Highway Director in Alabama; to define and regulate the powers, duties and authority of the State Highway Commission and of local authorities, boards of revenue, courts of county commissioners, municipalities or like governing bodies; to provide authority and empower the Board of Administration to make agreements and contracts with the State Highway Commission for convict labor and let contracts for signs, advertising, etc., on highways; to define or provide rules of the road, including traffic regulations, penal violations, duties of owners and drivers and the regulation as to size, weight and equipment of motor vehicles moving over, along or upon such roads; to regulate motor busses and trucks, carrying persons or freight for hire, including the power, authority and duties of the Alabama Public Service Commission in the matter of such regulation and providing penal offenses concerning the matter of such regulation; to provide for the establishment, discontinuance, working and maintenance of public roads, bridges and ferries; to provide for the establishment and maintenance of private roads; to provide for State bonds for construction and maintenance of roads, issue and sale of; Good Roads Day established; Offenses concerning toll, bridges, turnpikes and causeways; protecting bridges from floating logs and to provide against injury to mill dams, bridges, canals and road gates; to provide for working of public roads, persons liable and persons exempt from road duty; to provide for railroad tracks, bridges, viaducts and tunnels; and the repeal of all laws and parts of laws in conflict with the provisions of this act and to repeal all laws and parts of laws concerning public roads, highways and bridges, not embodied in this act, except such laws pertaining to revenue.

The question was upon the adoption of the Amendment reported by the Standing Committee on Public Roads and Highways, said committee amendment being as follows:

Amend Section 43 (1343) by striking out wherever they occur, the words "Electric or other," and the words "Electric and other," and insert at the end of the first paragraph the following:

"but said railway shall not be required to pay exceeding 50% of the costs thereof."

Amend Section 52 by adding at the end of sub-section (a) the following:

"Nothing contained in this Act is intended to abrogate or modify the present Alabama Doctrine of 'stop, look and listen' obtaining in the Courts of Alabama as to all other crossings not specifically covered by the provisions of this Act."

Amend Section 155 by adding thereto the following: "The Alabama Public Service Commission shall forward, forthwith, all applications for certificates to operate upon the Public Highway by any Motor Carriers to the State Highway Commission, who shall have concurrent jurisdiction in all matters as provided in this section, and no certificate for the operating of Motor Carriers shall be issued until approved by the proper officer of the State Highway Commission.

And on motion of Mr. Poole the amendment reported by the Standing Committee on Public Roads and Highways was adopted:

Yeas, 71; Nays, 0.

Yeas:

Messrs.:

Mr. Speaker	Edwards	Luck	Rogers (Elmore)
Adcock	Golson	McAdory	Rogers (Mobile)
Allen	Goode	Matthews	Sanders (Pike)
Anderson	Goodwyn	Miller (Marengo)	Shepherd
Baldwin	Green	Miller (Sumter)	Shivers
Bartlett	Grove	Monk	Smith
Beebe	Gullatt	Moxley	Starnes
Brunson	Guy	Mullen	Stephens
Bryant	Hawkins	Norman	Stewart (Calhoun)
Burns	Hightower	Owens	Thompson
Carter	Hollis	Parish	Tunstall
Christian	Hughes	Pegues	Waddell
Cockrell	Jeter	Pitts	Wallace
Cook	Johnson	Poole	Ward (Geneva)
Darden	Jordan (Etowah)	Rankin	Ward (Tuscaloosa)
Denson	Jordan (Washington)	Reeder	Ware
Desear	Langdon	Ringer	Winn
Edmundson	Lee	Rivers	

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Mr. Rogers of Mobile, offered the following amendment to the Bill H 391.

Amend Section 60, page 27, by inserting immediately after the words "by the driver of the overtaking vehicle and" where they first occur in said section immediately before the words "shall not increase the speed of his vehicle" where they first occur together in said section, the words "when overtaken."

Amend Section 47, Subdivision W, page 21, line _____, to read as follows:

(W) "Local Authorities. Every county, municipal and other local board or body having authority to adopt police regulations under the constitution and laws of the State."

Amend Section 53, Subdivision A, page 25, line, by inserting immediately after the words "100 feet before each end of such structure," where they last occur together in said paragraph and immediately before the words "the findings and determination of the commission," the following:

"Provided, however, that when such public bridge, causeway or viaduct is within a municipality such suitable signs stating such maximum speed shall be erected within such less distance of 100 feet before each end of such structure as the governing body of such municipality shall so ordain."

Amend Section 77, Subdivision B, page 34, line, by adding at the end thereof the following:

"Provided this subsection shall not restrict the right of any municipality to charge a license for the privilege of doing business therein."

Amend Section 63, Subdivision C, page 29, line, by striking out the words "business or" where they occur together.

Amend Section 106, page 48, line, by adding at the end of said section the following:

Provided that all fines and forfeitures collected by Recorders Courts or other municipal courts for violation of ordinances, in cities and towns of over two thousand population according to the last or any subsequent census, whether for acts constituting violations of the provisions of this article or not, shall be paid into the Treasury of such municipality in which the same was collected."

Offered by Mr. Rogers of Mobile to the Bill H. 391 and the amendment was adopted.

Yeas, 80; nays, 0.

Yeas:

Messrs:

Mr. Speaker	Cook	Hightower	Luck
Adcock	Darden	Hollis	McAdory
Allen	Desear	Howard	Martin
Anderson	Edmundson	Howell	Matthews
Baldwin	Edwards	Hubbard	Merrill
Bartlett	Frey	Hughes	Miller (Marengo)
Beebe	Golson	Jeter	Miller (Sumter)
Brunson	Goode	Johnson	Monk
Bryant	Goodwyn	Jones (Bullock)	Moxley
Burns	Green	Jones (Cleburne)	Mullen
Cannon	Grove	Jordan (Etowah)	Norman
Carter	Gullatt	Jordan (Washington)	Owens
Christian	Guy	Langdon	Parish
Cockrell	Hawkins	Lee	Pitts

Poole	St. John	Smith	Waddell
Quillin	Sanders (Conecuh)	Starnes	Ward (Geneva)
Reeder	Sanders (Pike)	Stephens	Ward (Tuscaloosa)
Ringer	Sanderson	Stewart (Calhoun)	Ware
Rogers (Elmore)	Shepherd	Thompson	Weldon
Rogers (Mobile)	Shivers	Tunstall	Winn

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And the Bill:

H. 391. To provide a general system of legislation pertaining to public roads, highways and bridges, including therein the establishment of a State Highway Department and State Highway Commission; to create the office of Alabama Highway Director in Alabama; to define and regulate the powers, duties and authority of the State Highway Commission and of local authorities, boards of revenue, courts of county commissioners, municipalities, or like governing bodies; to provide authority and empower the board of administration to make agreements and contracts with the State Highway Commission for convict labor and let contracts for signs, advertising, etc., on highways; to define and provide rules of the road, including traffic regulations, penal violations, duties of owners and drivers and the regulation as to size, weight and equipment of motor vehicles moving over, along or upon such roads; to regulate motor busses and trucks, carrying persons or freight for hire, including the power, authority and duties of the Alabama Public Service Commission, in the matter of such regulation; and providing penal offenses concerning the matter of such regulations; to provide for the establishment, discontinuance, working and maintenance of public roads, bridges and ferries; to provide for the establishment and maintenance of private roads; to provide for State bonds for construction and maintenance of roads, issue and sale of; Good Roads Day established; offenses concerning toll, bridges, turnpikes and causeways; protecting bridges from floating logs and to provide against injury to mill dams, bridges, canals and road gates; to provide for working of public roads, persons liable and persons exempt from road duty; to provide for railroad tracks, bridges, viaducts and tunnels; and the repeal of all laws and parts of laws in conflict with the provisions of this Act and to repeal all laws and parts of laws concerning public roads, highways and bridges, not embodied in this Act, except such laws pertaining to revenue.

As amended, was read a third time at length and passed.
Yeas, 75; nays, 1.

Yeas:

Messrs:

Mr. Speaker	Edmundson	Lee	Sanders (Pike)
Adcock	Edwards	Lovelace	Sanderson
Allen	Frey	Luck	Shepherd
Anderson	Golson	McAdory	Simpson
Ashcraft	Goode	Merrill	Smith
Baldwin	Goodwyn	Miller (Marengo)	Starnes
Bartlett	Grove	Monk	Stephens
Beebe	Gullatt	Mullen	Stewart (Calhoun)
Brunson	Guy	Norman	Thompson
Bryant	Hawkins	Owens	Tompkins
Burns	Hightower	Pegues	Tunstall
Byars	Hollis	Pitts	Waddell
Carter	Hughes	Poole	Ward (Geneva)
Christian	Johnson	Powell	Ward (Tuscaloosa)
Cockrell	Jones (Bullock)	Ringer	Ware
Cook	Jones (Cleburne)	Rivers	Webb
Darden	Jordan (Etowah)	Rogers (Elmore)	Weldon
Denson	Jordan (Washington)	Rogers (Mobile)	Winn
Desear	Langdon	Sanders (Conecuh)	

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Nay:—Mr. Quillin.—1

RECONSIDERATION.

Mr. Poole moved to reconsider the vote by which the Bill, H. 391 was passed and then moved to table the motion to reconsider, and the motion to table the motion to reconsider prevailed.

SPECIAL ORDER.

The House proceeded to the consideration of the Special Order, which was the bill:

H. 675. To provide for payment of supervision and inspection fees by motor carriers as defined herein; so as to provide for supervision, inspection and regulation by the Alabama Public Service Commission, in the public interest, of the operation of such motor carriers, their service, rules, regulations, practices, fares, rates, charges and facilities and licenses; to provide for collection of such fees and distribution of the funds derived therefrom; to give the State a lien upon the property of such motor carriers for payment of said fees, and to provide penalties for default in the payment thereof; to provide additional compensation to members of said commission for the extra, new, and additional duties imposed up them.

And the Bill,

H. 675. To provide for payment of supervision and inspection fees by motor carriers as defined herein; so as to provide for supervision, inspection and regulation by the Alabama Public Service Commission, in the public interest, of the operation

of such motor carriers, their service, rules, regulations, practices, fares, rates, charges and facilities and licenses; to provide for collection of such fees and distribution of the funds derived therefrom; to give the State a lien upon the property of such motor carriers for payment of said fees, and to provide penalties for default in the payment thereof; to provide additional compensation to members of said commission for the extra, new, and additional duties imposed upon them.

Was read a third time at length and passed.

Yeas, 48; nays, 41.

Yeas:

Messrs.:

Ashcraft	Hubbard	Merrill	Simpson
Beebe	Jeter	Miller (Sumter)	Smith
Cockrell	Jones (Bullock)	Monk	Starnes
Denson	Jones (Clebume)	Nipper	Stewart (Calhoun)
Frey	Jordan (Etowah)	Pegues	Tompkins
Goode	Jordan (Washington)	Pitts	Tunstall
Goodwyn	Langdon	Poole	Waddell
Green	Lee	Powell	Wallace
Grove	Lovelace	Rogers (Mobile)	Ward (Tuscaloosa)
Guy	Luck	St. John	Ware
Harwood	Martin	Shepherd	Webb
Hawkins	Matthews	Shivers	Winn

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Nays:

Messrs:

Mr. Speaker	Christian	Hollis	Reeder
Adcock	Cook	Hughes	Ringer
Allen	Darden	Johnson	Rivers
Anderson	Deloney	Moxley	Rogers (Elmore)
Baldwin	Desear	Mullen	Sanders (Pike)
Bartlett	Edmundson	Norman	Sanderson
Brunson	Edwards	Owens	Stephens
Bryant	Golson	Parish	Stewart (Bibb)
Burns	Gullatt	Quillin	Thompson
Cannon	Hightower	Rankin	Weldon
Carter			

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BILLS ON THIRD READING.

H. 585. To make appropriation of three hundred thousand (\$300,000.00) dollars, or so much thereof as may be necessary, out of any funds in the State treasury not otherwise appropriated, to defray the expenses of the present session of the Legislature.

Was read a third time at length and passed.

Yeas, 82; nays, 0.

Yeas:

Messrs:

Mr. Speaker	Goode	Luck	Ringer
Adcock	Goodwyn	Martin	Rivers
Allen	Graves	Matthews	St. John
Anderson	Green	Merrill	Sanders (Conecuh)
Ashcraft	Grove	Miller (Marengo)	Shepherd
Baldwin	Gullatt	Miller (Sumter)	Shivers
Bartlett	Harwood	Molette	Simpson
Beebe	Hawkins	Monk	Smith
Brunson	Hightower	Morrow	Starnes
Bryant	Hollis	Mullen	Stephens
Burns	Howard	Nipper	Stewart (Calhoun)
Carter	Howell	Owens	Tunstall
Cockrell	Hubbard	Parish	Waddell
Cook	Hughes	Patterson	Wallace
Darden	Jeter	Pegues	Ward (Geneva)
Deloney	Johnson	Pitts	Ward (Tuscaloosa)
Denson	Jones (Cleburne)	Poole	Ware
Desear	Jordan (Etowah)	Powell	Webb
Edmundson	Jordan (Washington)	Quillin	Weldon
Edwards	Kirkpatrick	Reeder	Winn
Golson	Lee		

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And on motion of Mr. Tunstall, the bill, H. 585, was ordered sent forthwith to the Senate without engrossment.

MESSAGE FROM THE GOVERNOR.

To The Legislature of Alabama,
Gentlemen of the House:

I herewith return to the House of Representatives, the body in which the Bill originated, House Bill No. 129, without my approval.

I suggest the following executive amendment, which is concurred in by the Legislature, will meet my objections to the Bill.

Amend Section Five (5) of the Bill so as to read as follows:

"That in the event of a vacancy in said office for any cause, said vacancy shall be filled by election by the County Board of Education and the persons so elected shall hold office until the next general State Election thereafter, at which time a County Superintendent of Education shall be elected by the qualified voters of the County to fill the unexpired term."

Respectfully,

(Signed) Bibb Graves,
Governor.

GOVERNOR'S MESSAGE.

On motion of Mr. Edwards the House concurred in and adopted the amendment proposed by the Governor to the bill, H. 129, said Governor's amendment, being set out in the above and foregoing message from the Governor.

Yeas, 86; nays, 0.

Yeas:

Messrs:

Mr. Speaker

Adcock

Allen

Anderson

Ashcraft

Baldwin

Bartlett

Beebe

Brunson

Bryant

Burns

Byars

Cannon

Carter

Cockrell

Cook

Darden

Deloney

Denson

Desear

Edmundson

Edwards

Frey

Golson

Goode

Goodwyn

Graves

Green

Grove

Gullatt

Harwood

Hawkins

Hollis

Howard

Howell

Hughes

Jeter

Johnson

Kirkpatrick

Langdon

Lee

Lovelace

Luck

McAdory

Martin

Matthews

Merrill

Miller (Marengo)

Molette

Monk

Morrow

Mullen

Nipper

Norman

Owens

Parish

Patterson

Pegues

Pitts

Poole

Powell

Quillin

Rankin

Reeder

Ringer

Rivers

Rogers (Elmore)

Rogers (Mobile)

St. John

Sanderson

Shepherd

Shivers

Simpson

Smith

Starnes

Stephens

Stewart (Calhoun)

Tunstall

Waddell

Wallace

Ward (Geneva)

Ward (Tuscaloosa)

Ware

Webb

Weldon

Winn

—86

Which was a majority of the whole number elected to the House.

And the bill,

H. 129. To provide for the election of a county superintendent of education for Choctaw County, Alabama, to fix his term of office, to prescribe his salary and the manner of payment, to provide for his giving bond, to define his qualifications, powers and duties and to provide for appointment or election of his successor in office.

As amended by the amendment proposed by the Governor.

Was again read a third time at length and passed.

Yeas, 86; nays, 0.

Yeas:

Messrs:

Mr. Speaker

Adcock

Allen

Anderson

Ashcraft

Baldwin

Bartlett

Beebe

Brunson

Bryant

Burns

Byars

Cannon

Carter

Cockrell

Cook

Darden

Deloney

Denson

Desear

Edmundson

Edwards

Frey

Golson

Goode

Goodwyn

Graves

Green

Grove

Gullatt

Harwood

Hawkins

Hollis

Howard

Howell

Hughes

Jeter

Johnson

Kirkpatrick

Langdon

Lee

Lovelace

Luck

McAdory

Martin

Matthews

Merrill

Miller (Marengo)

Molette

Monk

Morrow

Mullen

Nipper

Norman

Owens

Parish

Patterson	Ringer	Simpson	Wallace
Pegues	Rivers	Smith	Ward (Geneva)
Pitts	Rogers (Elmore)	Starnes	Ward (Tuscaloosa)
Poole	Rogers (Mobile)	Stephens	Ware
Powell	St. John	Stewart (Calhoun)	Webb
Quillin	Sanderson	Tunstall	Weldon
Rankin	Shepherd	Waddell	Winn
Reeder	Shivers		

—86

Which was a majority of the whole number elected to the House.

RECOMMITTAL OF BILL.

H. 318. To make appropriations to the State Board of Education for the further support, maintenance and development of public education in Alabama, through agencies, services and institutions under its general or direct control or subject to its rules and regulations; to make appropriations to the Alabama College, the Alabama Polytechnic Institute and the University of Alabama, for further support, maintenance and development; and to prescribe conditions of apportionment and expenditure of these appropriations.

Was, on motion of Mr. Ward of Tuscaloosa, recommitted to the Standing Committee on Appropriations.

MESSAGE FROM THE SENATE

Mr. Speaker:

The Senate has originated and passed the following bills, and sends the same herewith to the House:

By Mr. Williams:

S. 204. To prohibit the transportation of any of the liquors or beverages, the sale or possession, or transportation of which is now prohibited by law in Alabama, in quantities of five gallons or more, and to fix a penalty therefor.

By Mr. Williams:

S. 215. To amend Section 4778 of the Code of Alabama, 1923.

By Mr. Bonner.

S. 275. To prohibit the selling or buying of malt syrup or malt extract, except upon compliance with the terms and conditions set out in this Act; to require every seller of malt syrup or malt extract to file with the probate judge of the county where each sale is made the affidavit to be made by purchaser, all such affidavits to be filed once each three months, and to be kept for public inspection for one year after filing; to provide that the making of any false statement in such required affidavits shall constitute perjury; and to fix penalties for violations of this Act.

By Mr. Williams:

S. 219. To amend Section 4622 of the Code of Alabama, 1923.

By Mr. Mitchell:

S. 296. To provide for the revision, codification, digesting and promulgation of the public statutes of Alabama relating to education.

J. E. Speight,
Secretary.

SENATE MESSAGE.

The Senate bills, the titles to which are set out in the above and foregoing message from the Senate, were read one time and referred to appropriate Standing Committees as follows:

Judiciary: S. 204, S. 215, S. 275, S. 219, S. 296.

MESSAGE FROM THE SENATE.

Mr. Speaker:

The President of the Senate having signed the following Senate Bills, your signature thereto is requested:

S. 150. To amend Section 1063 of the Code "County Quarantine Officers; How appointed, Salary, Etc."

S. 119. For the relief of John B. Laseter, of Barbour County, Alabama.

S. 151. To amend Section 10291 of the Code of Alabama of 1923.

S. 21. To regulate the answer of garnishments in justice courts and inferior courts created in lieu of justice courts in all counties of the State of Alabama having a population of over 200,000 according to the last Federal census.

J. E. Speight,
Secretary.

SIGNING OF SENATE BILLS.

The Speaker of the House in the presence of the House, immediately after the titles had been publicly read by the Clerk, the reading at length having been dispensed with by a two-thirds vote of a quorum present, signed the Bills, the titles to which are set out in the above and foregoing Message from the Senate.

MESSAGE FROM THE SENATE.

Mr. Speaker:

The Senate has concurred in and adopted the resolution:

H. J. R. 83. Relative to adjournment of the two houses until Tuesday, July 12, 1927.

And returns same herewith to the House.

J. E. Speight,
Secretary.

MESSAGE FROM THE SENATE.

Mr. Speaker:

The Senate has originated and passed the following Bills and ordered same sent forthwith to the House without engrossment:

By Mr. Fite:

S. 168. To provide for and establish in each and all counties of this State which now have a population of two hundred thousand people, or more, according to the last Federal census, or which shall hereafter have such population, or more, according to any such census hereafter taken, a court to be designated the Juvenile and Domestic Relations Court; to provide that such courts shall be courts of record; to define the jurisdiction, power and authority of such courts; to provide the means necessary, proper, or convenient for the exercise thereof; and to regulate same; to provide for a judge of such courts, and for such other officers and employees, as are necessary or convenient for the exercise of its jurisdiction and for their compensation; to provide for, and regulate the procedure in such courts; to authorize the judge of said court to determine the form of its records, and to adopt rules of procedure therein, where not otherwise provided for in this Act; to provide for appeals from said courts and to regulate same; to fix and regulate the taxing of costs in such courts; to provide for the transfer to the jurisdiction of such courts, certain causes pending in the Circuit Courts and other courts in such counties, and all causes pending in Domestic Relations Courts, or Courts of Domestic Relations, in such counties, and all wards and probationers of such Domestic Relations Courts in such counties; to provide that if any section, paragraph, or other part of this Act shall be declared unconstitutional, that such decision shall not affect the remainder thereof, and to abolish all Domestic Relations courts and Courts of Domestic Relations in such counties.

By Mr. Fite:

S. 179. To amend Sections 375, 376, 387, 392, 393, 402 and 403 of the Code of 1923.

By Mr. Fite:

S. 180. To repeal Sections 388 and 394 of the Code of Alabama, 1923.

J. E. Speight,
Secretary.

SENATE MESSAGE.

The Senate bills, the titles to which are set out in the above and foregoing Message from the Senate, were read one time and referred to appropriate standing committees, as follows:

Local Legislation: S. 168.

Privileges and Elections: S. 179.

Revision of Laws: S. 180.

MESSAGE FROM THE SENATE.

Mr. Speaker:

The Senate has concurred in and adopted the Resolution:

H. J. R. 85. Relative to extending thanks to Mr. Victor Hanson, the Birmingham News and The Age-Herald for their splendid donation of printing presses and equipment to the Alabama School of Trades and Industries at Gadsden, Alabama.

And returns same herewith to the House.

J. E. Speight,
Secretary.

CERTIFICATE OF CLERK.

To the House of Representatives:

I hereby certify that the bills hereinafter mentioned were delivered to the executive department on the dates and hours named, and that I hold the receipt of the executive department for same.

Delivered to Governor at 10:55 A. M. on July 8, 1927.

H. 36, H. 75, H. 292, H. 320, H. 350, H. 356, H. 358, H. 362, H. 376.

MOTION TO RECOMMIT BILL.

Mr. Jeter moved that House Bill 745 be recommitted to the Standing Committee on Judiciary and pending the motion of Mr. Jeter to recommit the Bill, H. 745, to the Standing Committee on Judiciary, the House, on motion of Mr. Goode

ADJOURNED

until Tuesday, July 12th, 1927, at 2:30 o'clock, P. M.

THIRTIETH DAY

House of Representatives,
Montgomery, Alabama,
Tuesday July 12th, 1927.

The House met pursuant to adjournment.

PRAYER

The session was opened with prayer by Rev. Frank Willis Barnett of Birmingham.

ROLL CALL

On a call of the roll of the House the following members answered to their names:

Messrs:

Mr. Speaker	Goodwyn	Luck	Rogers (Elmore)
Adcock	Green	McAdory	Rogers (Mobile)
Allen	Grove	Martin	St. John
Anderson	Gullatt	Matthews	Sanders (Conecuh)
Ashcraft	Guy	Merrill	Sanders (Pike)
Baldwin	Hampton	Miller (Marengo)	Sanderson
Cartlett	Harwood	Miller (Sumter)	Shepherd
Beebe	Hawkins	Molette	Shivers
Brinson	Hightower	Monk	Simpson
Bryant	Hollis	Morrow	Smith
Burleson	Howard	Moxley	Starnes
Burns	Howell	Mullen	Stephens
Cannon	Hubbard	Nipper	Stewart (Bibb)
Carter	Hughes	Norman	Stewart (Calhoun)
Christian	Jeter	Owens	Thompson
Cockrell	Johnson	Parish	Tompkins
Cook	Jones (Bullock)	Patterson	Tunstall
Darden	Jones (Cleburne)	Pegues	Vickers
Delcney	Jordan (Etowah)	Pitts	Waddell
Denson	Jordan (Washington)	Poole	Wallace
Desear	Kirkpatrick	Powell	Ward (Geneva)
Edmundson	Langdon	Quillin	Ward (Tuscaloosa)
Edwards	Lawler	Reeder	Ware
Fite	Lee	Ringer	Webb
Frey	Lovelace	Rivers	Weldon
Goode			

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A quorum was present.

JOURNAL

The Chairman of the Standing Committee on Revision of the Journal made the following report:

REPORT OF STANDING COMMITTEE ON REVISION OF THE JOURNAL

Mr. Speaker:

Your standing committee on Revision of the Journal begs leave to report that said committee has carefully examined the Journal of the House for the 29th legislative day, and finds same correct.

R. G. Langdon,
Chairman.

The report of the committee was concurred in and adopted and the Journal for the 29th legislative day was approved.

LEAVE OF ABSENCE

Was granted to Messrs. Byars, Golson, Grove, Rankin and Winn.

REPORT OF STANDING COMMITTEE ON ENROLLED BILLS.

Mr. Speaker:

Your Standing Committee on Enrolled Bills reports that it has examined the following House Joint Resolution:

H. J. R. 85. Extending appreciation on behalf of the white boys of Alabama to Mr. Victor H. Hanson, The Birmingham News and The Age Herald for the gift of printing presses and equipment to the Alabama school of Trades and Industries at Gadsden, Alabama.

And finds same correctly enrolled.

Robt. B. Harwood,
Chairman.

SIGNING OF HOUSE JOINT RESOLUTION

The Speaker of the House in the presence of the House, immediately after the title had been publicly read by the Clerk, the reading at length having been dispensed with by a two-thirds vote of a quorum present, signed the House Joint Resolution, the title to which is set out in the above and foregoing report of the Standing Committee on Enrolled Bills.

REPORT OF COMMITTEE ON ENGROSSED BILLS

Mr. Speaker:

Your Standing Committee on Engrossed Bills begs leave to report that said Committee, in session, has compared the following engrossed bills with the original bills and find same correctly engrossed, to-wit:

H. 626. To alter and rearrange the Boundary Lines of the City of Mobile in the State of Alabama, so as to include within the corporate limits of said city certain territory not included therein.

Also:

H. 675. To provide for payment of supervision and inspection fees by motor carriers as defined herein; so as to provide for supervision, inspection and regulation by the Alabama Public Service Commission, in the public interest, of the operation of such motor carriers, their service, rules, regulations, practices, fares, rates, charges and facilities, and licenses; to provide for collection of such fees and distribution of the funds derived therefrom; to give the State a lien upon the property of such motor carriers for payment of said fees, and to provide penalties for default in the payment thereof; to provide additional compensation to members of said Commission for the extra, new, and additional duties imposed upon them.

R. C. Wallace,
Chairman.

The report of the committee was concurred in and adopted.

MESSAGE FROM THE SENATE

Mr. Speaker:

The Senate has concurred in and adopted the amendment proposed by His Excellency, the Governor, to the bill:

H. 129. To provide for the election of a County Superintendent of Education for Choctaw County, Alabama, to fix his term of office, to prescribe his salary and the manner of payment, to provide for his giving bond, to define his qualifications, powers and duties and to provide for appointment or election of his successor in office.

By a vote of a majority of the whole number elected to the Senate; said vote being yeas, 23; nays 0.

And said bill, H. 129, as thus amended by the amendment of his Excellency, the Governor, was again read a third time at length and passed by a vote of a majority of the whole number elected to the Senate; said vote being yeas, 21; nays, 0.

And returns same herewith to the House.

J. E. Speight,
Secretary.

MESSAGE FROM THE SENATE

Mr. Speaker:

The Senate has passed the following House Bill and returns same herewith to the House:

H. 220. To promote the public health, convenience and welfare by leveeing, ditching and draining the wet, swamp and overflowed lands of the State of Alabama; to provide for the establishment of levee or drainage districts and sub-districts thereof, for the purpose of enlarging or changing any natural water-courses and for digging ditches or canals for securing better drainage or providing better outlets for drainage; to provide for building levees or embankments and installing tide gates or pumping plants for the reclamation of overflowed lands, and prescribing a method for so doing; to define offenses against drainage districts and providing penalties therefor; to confer the right of eminent domain to the extent necessary to carry out the purposes of this Act; to provide for the assessment and collection of the costs and expenses of installing drainage systems and issuing and selling bonds therefor, and for the care and maintenance of such improvements when constructed, not in excess of the increased value of such property by reason of the special benefits derived from such improvements.

J. E. Speight,
Secretary.

REPORT OF THE STANDING COMMITTEE ON RULES

Mr. Tunstall, Vice-Chairman of the Standing Committee on Rules returned to the House the following Resolution with a favorable report:

By Rules Committee:

H. R. 86. Be it resolved that the following House Bills be made special paramount, continuing orders of business immediately after reports of Standing Committees, in the order named, for Thursday, July 14, 1927: H. 629; H. 647; H. 542; H. 539; H. 543; H. 88; H. 546; H. 379.

And the report of the Committee was concurred in and adopted.

RESOLUTIONS.

The following resolutions were introduced:

By Mr. Guy:

H. R. 87. Whereas, the House of Representatives learns with regret of the death of Mr. Tom Golson, the father of Mr. L. S. Golson, of Lowndes County.

Be it resolved by the House of Representatives that the House, in open session by the adoption of this resolution, express its sympathy to Mr. Golson's family in their bereavement.

And the resolution was adopted by a unanimous rising vote of the House.

By Mr. Goode:

H. J. R. 88. Resolved by the House, the Senate concurring that when the two Houses adjourn today they adjourn to meet again Friday, July 15th, 1927.

And the Rules were suspended and the resolution was adopted.

By Mr. Jeter:

H. R. 89. Be it resolved by the House that House Bill No. 368 entitled "the Conservation Code of Alabama" be a special, continuing and paramount order of the 31st Legislative Day.

And the resolution was referred to the Standing Committee on Rules.

INTRODUCTION OF BILLS

On a call of Counties Bills were introduced, severally read one time and referred to appropriate Standing Committee as follows:

By Mr. Stewart of Bibb:

H. 772. To amend Section 3040 and Section 3048 of the Code of Alabama of 1923.

Judiciary.

By Mr. Beebe:

H. 773. A Bill to be entitled, an Act to propose and submit to the qualified electors of the State of Alabama an amendment to the Constitution of Alabama, authorizing the Legislature to form or to provide for the formation of public road districts in Baldwin County, Alabama, for the establishment, purchase, construction, betterment and maintenance of public roads, bridges, causeways and ferries; and for levying and collecting annually a tax not exceeding one percentum on the value of the taxable property in such districts, in addition to all taxes that are now or may hereafter be allowed under and by the constitution of the state of Alabama, or any other amendment thereto, such tax to be applied on account of the expense of such improvements in such districts; also to provide for advancing by said County of monies for such improvements, and for the return to the county from the proceeds of the said special tax of all money so advanced; also to provide for the borrowing by said County upon its credit of monies to be so advanced by bonds or warrants without a vote of the electors of said county; all indebtedness so created to be in addition to that which is now or that may hereafter be allowed to be incurred by said County under the Constitution of the State of Alabama or any other amendment thereto; provided that the rate of the tax, the time it is to continue (which shall not be for a period longer than twenty years from the date when such tax becomes effective) and the purpose to

which it is to be devoted shall have been first submitted to the vote of the qualified electors of the district and voted for by a majority of those voting at such election; provided further that the levying of a less rate than that authorized by this amendment shall not preclude additional levies not exceeding in the aggregate one percentum on the value of the taxable property in the district; provided further that if any tax is levied for a period less than twenty years, or if a part of the period for which such tax was originally levied has elapsed, then in either such event the period during which such tax is effective may, with the approval of a majority of the qualified voters voting at an election called for the purpose of voting upon the extension of such period, be extended for a period of twenty years from the date of the election by which such period is extended; and provided further that the debt authorized hereby to be insured by the County, together with six percent interest per annum thereon to the date of payment, shall not exceed the estimated amount of such levied taxes computed on the basis of the last assessment of the taxable property in such districts; and providing that the powers herein conferred are in addition to and not in conflict with the powers conferred by the amendment to the Constitution proposed at the 1923 Session of the Legislature (Acts of Alabama 1923, page 593) and ratified at the General State election of November 1924; and providing that any laws enacted by the Alabama Legislature of 1927 shall be valid and have effect under this amendment to the same extent as if such laws had been enacted subsequent to the adoption of this amendment.

Be it enacted by the Legislature of Alabama:

Section 1. That the following amendment to the constitution of Alabama is hereby proposed, and an election is hereby ordered by the qualified electors of the State upon such proposed amendment, and the day hereby appointed for such election is the second Tuesday next after the expiration of three months from the date of the final adjournment of the present session of the Legislature at which this amendment is proposed. The proposed amendment is as follows:

"The Legislature is authorized to form or to provide for the formation of public road districts in Baldwin County, Alabama, for the establishment, purchase, construction, betterment and maintenance of public roads, bridges, causeways and ferries; and for levying and collecting annually a tax not exceeding one percentum on the value of the taxable property in such districts, in addition to all taxes that are now or may hereafter be allowed under and by the constitution of the State of Alabama, or any other amendment thereto, such tax to be applied on account of the expense of such improvements in such districts; also to

provide for advancing by said County of monies for such improvements, and for the return to the county from the proceeds of the said special tax of all money so advanced; also to provide for the borrowing by said County upon its credit of monies to be so advanced by bonds or warrants without a vote of the electors of said county; all indebtedness so created to be in addition to that which is now or that may hereafter be allowed to be incurred by said County under the Constitution of the State of Alabama or any other amendment thereto; provided that the rate of the tax, the time it is to continue (which shall not be for a period longer than twenty years from the date when such tax becomes effective) and the purpose to which it is to be devoted shall have been first submitted to the vote of the qualified electors of the district and voted for by a majority of those voting at such election; provided further that the levying of a less rate than that authorized by this amendment shall not preclude additional levies not exceeding in the aggregate one percentum on the value of the taxable property in the district; provided further that if any tax is levied for a period less than twenty years, or if a part of the period for which such tax was originally levied has elapsed, then in either such event the period during which such tax is effective may, with the approval of a majority of the qualified voters voting at an election called for the purpose of voting upon the extension of such period, be extended for a period of twenty years from the date of the election by which such period is extended; and provided further that the debt authorized hereby to be incurred by the County, together with six percent interest per annum thereon to the date of payment, shall not exceed the estimated amount of such levied taxes computed on the basis of the last assessment of the taxable property in such districts. The powers herein conferred are in addition to and not in conflict with the powers conferred by the amendment to the Constitution proposed at the 1923 Session of the Legislature (Acts of Alabama 1923, page 593) and ratified at the General State election of November 1924.

Any laws enacted by the Alabama Legislature of 1927 shall be valid and have effect under this amendment to the same extent as if such laws had been enacted subsequent to the adoption of this amendment."

Section 2. That notice of the election hereby ordered, together with the amendment hereby proposed, shall be given by proclamation of the Governor of Alabama, which shall be published in one newspaper once a week in each County in the State, for at least eight successive weeks next preceding the day hereby appointed for such election.

Section 3. The expenses of the election herein provided for and the cost of the publication of the notices shall be paid out of

the State Treasury in the same manner as the expenses of other elections are paid.

The above and foregoing bill proposing an amendment to the Constitution was read one time at length and referred to the Standing Committee on Constitution and Constitutional Amendments.

By Mr. Cockrell:

H. 774. To designate a certain road of Alabama as a state trunk road.

Public Roads and Highways.

By Mr. Brunson:

H. 775. To prohibit the abandonment of a planted or growing crop or crops, to prescribe notice of intention to abandon such crop or crops, to prescribe the method of giving bond in case of abandonment, and to fix punishment for the unlawful abandonment of such crop or crops.

Agriculture.

By Mr. Sanders of Conecuh (With Notice and Proof):

H. 776. To establish a Board of Revenue for Conecuh County, in lieu of the Court of County Commissioners as now provided by law. To relieve the Judge of Probate of his duties as Chairman of said Court or Board, to provide for the election of the members of said Board and for the election of a chairman and clerk thereof, and to fix their terms of office; to fix the powers and duties of the members of said Board, the Chairman and clerk thereof, and to provide for their compensation.

Local Legislation.

Notice and Proof H. 776.

NOTICE

Notice is hereby given that a bill will be introduced in the Legislature of Alabama, during the 1927 Session thereof, which bill is in substance as follows:

AN ACT

To establish a Board of Revenue for Conecuh County in lieu of the Court of County Commissioners as now provided by law. To relieve the Judge of Probate of his duties as Chairman of said Court or Board, to provide for the election of the members of said Board and for the election of a chairman and clerk thereof, and to fix their terms of office; to fix the powers and duties of the members of said Board, the chairman and clerk thereof, and to provide for their compensation.

Be It Enacted By The Legislature of Alabama:

Section 1. That there is hereby created and established a Board consisting of four members and a chairman, to be called the Board of Revenue of Conecuh County.

Section 2. That the members of said Board shall be the same persons as the members of the Commissioners Court of Conecuh County, elected at the General Election in 1924 and 1926, and shall hold office until their

successors are elected and qualified as provided in this act. In case of a vacancy on said Board, the same shall be filled by appointment of the other members of said Board. The person so appointed to fill any such vacancy shall be a qualified elector of the district in which such vacancy exists and shall hold office during the unexpired term which he is appointed to fill and until his successor is elected and qualified. That the chairman of said Board shall be a qualified elector of Conecuh County, Alabama, and shall be elected by the members of said Board. That the first chairman shall be elected by the members of said Board at the first regular meeting of said Board after this act goes into effect, and shall hold office until the regular meeting in February, 1929: that thereafter a chairman of said Board shall be elected by the members thereof at the regular meeting of said Board in February, 1929, and every four years thereafter, and his term of office shall be for four years, and until his successor is elected and qualified, and any vacancy occurring in the chairmanship of said Board shall be filled by the members thereof. That the successors to the members of said Board elected in November 1924 and in November 1926 shall be elected as follows, to-wit: The two members from Districts three and four as now constituted shall be elected at the general election in 1928, and every four years thereafter, and their term of office shall begin on the first Monday after the second Tuesday in January after their election. The two members from Districts one and two, as now constituted shall be elected at the general election in 1930 and every four years thereafter, and their term of office shall begin on the first Monday after the second Tuesday in January after their election, and they shall all hold office for a term of four years thereafter and until their successors are elected and qualified. That the County of Conecuh is hereby divided into four districts the said districts to be the same and to bear the same numbers as now provided by law. Each member of said Board shall be a qualified elector of the district from which he is elected and shall be elected by the qualified electors of said district.

Section 3. That said Board of Revenue shall have the power and authority to control the property of Conecuh County as it may deem expedient according to law; to levy a tax for general purposes and special taxes for particular county purposes according to the provisions of the Law of Alabama; to examine, allow and settle accounts and things chargeable against the county; to audit and settle the accounts of all officers having the care, management, collection or disbursements of money belonging to the county or appropriated to its use and benefit; to have control of the convict labor of the county and the disbursement of the proceeds of the same; to have control of, and make provisions for, the poor of said county; to provide for the purchase of the necessary books, stationery and postage for the use of said Board of Revenue in the conduct of its official business; to employ an engineer and a supervisor or supervisors for the roads and bridges of said county if necessary; to have the right and authority to bind the county in any contract for the payment of money, and to pay any debt due by the county on any existing lawful contract; and to see that the Treasurer or other depository of County Funds shall keep on hand at all times sufficient money to pay all jurors, and the salaries and allowances of all county officers when due, the same being hereby declared preferred claims against the county.

Section 4. That the Said Board of Revenue shall have all jurisdiction and powers that are now or may hereafter by law be vested in Courts of County Commissioners or Board of Revenue of this State, and by any special law now vested in the County Commissioners of Conecuh County; and the several members of the said Board of Revenue shall perform all the duties and services and exercise all the powers that are or may be

required by law of the several members of the Court of County Commissioners.

Section 5. That all general laws hereinafter enacted in relation to the jurisdiction, powers, authority or duties of the County Commissioners shall apply to and govern the Board of Revenue of Conecuh County.

Section 6. That the Chairman of the said Board of Revenue shall be its presiding officer, and shall sign the minutes of the proceedings of said Board, and have the same power and authority as the other members in passing on all questions, and shall sign all warrants drawn on the County Treasurer, and all orders for the payment and disbursement of funds of the County, and sign all contracts entered into by the Board of Revenue of Conecuh County. It shall be the duty of said Chairman to prepare business and obtain information for the sessions of the Board of Revenue and see that all orders thereof are properly executed. He shall exercise all the duties required of the Probate Judge as to matters coming before the County Commissioners.

Section 7. That said Board of Revenue may elect a clerk and fix his compensation, and it shall be the duty of said Clerk of said Board of Revenue to attend the meetings of said Board of Revenue and issue all notices required by said Board of Revenue. The Clerk shall under the direction of said Board of Revenue keep the minutes and records of the proceedings of said Board in well bound volumes kept for that purpose; said records to be kept in the office of the Judge of Probate of said county and be open at all times to the inspection of the citizens of said county, and generally to do and perform such duties and matters as may be required of him by said Board of Revenue. The term of office of said Clerk shall be at the pleasure of said Board. Said Board of Revenue may elect the same person chairman and clerk thereof.

Section 8. The said Board of Revenue shall hold its sessions on the second Monday of each month and may continue in session as long as may be necessary to conduct the business of the County, and may adjourn said meetings to any day they may desire, and may hold special sessions at any time upon the call of the chairman. The sessions of said Board of Revenue shall be held at the Court House of said County.

Section 9. That said Board of Revenue shall keep a correct register of all claims presented against the county, showing the name of the claimant, the amount and the action of the Board thereon, and shall keep a carbon copy or stub of every warrant or order for the payment of money out of the County Treasury, and these records together with the minutes of the proceedings, and all papers of the Board of Revenue shall be public records, open to the inspection of any person at reasonable hours, when the same are not being used by the Board of Revenue or under its direction.

Section 10. That the chairman of said Board shall have an office at the Court House of said County and shall give as much of his time to said office as may be necessary to properly conduct the affairs of Conecuh County. That the members of said Board of Revenue, including the chairman, shall be entitled to Five Dollars per day for each day of actual service rendered in attending the meetings of said Board, or for any work or labor or service rendered in looking after the roads and bridges of the county, and the chairman of said Board shall be entitled to Five Dollars per day for each day of actual service rendered in keeping and looking after the affairs of his office, and the members of said Board, including the chairman, shall also be entitled to five cents per mile for each mile necessarily travelled by them in performing their respective duties, all of said sums to be paid out of the County Treasury on the certificate or warrant of the chairman of said Board of Revenue after the same has been allowed and ordered paid by said Board.

Section 11. That the Court of County Commissioners of Conecuh County as the same now exists be and the same is hereby abolished, and that the Judge of Probate of said County be relieved of his duties as Chairman of the County Commissioners or said Board, which duties shall hereafter be performed by the Chairman of the Board of Revenue of Conecuh County.

Section 12. That the provision of this Act shall take effect on the first Monday of the month following its approval by the Governor.

Section 13. That a majority of said Board of Revenue shall constitute a quorum for the transaction of business.

Section 14. That if any section or part of this Act shall be declared unconstitutional or void for any reason, it shall not affect the validity of the remaining sections or parts thereof.

Section 15. That all laws and parts of laws, both general and special, in conflict with the provisions of this Act be and the same are hereby repealed.

STATE OF ALABAMA,

Conecuh County.

Before me, Carol J. King, a Notary Public in and for said State and County, personally appeared R. Gaston Bozeman, who being sworn says on oath that he is editor and manager of the Evergreen Courant, a weekly newspaper published at Evergreen, Conecuh County, Alabama, and that the hereto attached notice was published in said newspaper once a week for four consecutive weeks, the first insertion being in issue dated May 26th, 1927, the second insertion being in issue dated June 2nd, 1927, the third insertion being in issue dated June 9th, 1927, and the fourth insertion being in issue dated June 16th, 1927.

R. Gaston Bozeman,

Sworn to and subscribed before me this 8th day of July, 1927.

Carol J. King,

(Seal)

Notary Public in and for said State and County.

By Mr. Baldwin:

H. 777. To provide the method of making returns by corporations for assessment of their capital stock tax when such corporations own ninety per cent or more of the stock of domestic corporations, and to provide the manner of fixing the valuation of the shares of such stock for taxation.

Corporations.

By Mr. Moxley (With Notice and Proof):

H. 778. To authorize and empower the Town Council of the Town of Brantley, Alabama, to widen, extend or elongate, vacate, annul, shorten, narrow or alter in any proper manner any street, avenue, alley or other public place in said Town and County and convey such portion of any street, avenue, alley or other public place so vacated annulled, shortened or narrowed, to the adjacent landowners, to the best interest of the citizens of said town and to give authority to either purchase or condemn space required to widen, elongate or extend any street, alley, avenue or other public place, under this Act.

Local Legislation.

Notice and Proof H. B. 778.

NOTICE

Take notice of intention to introduce a bill in the Summer Session of the Alabama Legislature which convenes on June 7th, 1927. The substance of which bill will be as follows:

A BILL

To be entitled An Act to authorize and empower the Town Council of the Town of Brantley, Alabama, to widen, extend or elongate, vacate annul, shorten or narrow any street, avenue, alley or other public place in said Town and to convey such portion of any street, avenue, alley or other public place so vacated, annulled, shortened or narrowed to the adjacent landowners, to the best interest of the Citizens of said Town, and to give authority to either purchase or condemn space required to widen, extend or elongate any street, avenue, alley or other public place, under this Act.

Be it enacted by the Legislature of Alabama:

Section 1. That the town Council of the Town of Brantley, Alabama be and they are hereby authorized and empowered to vacate annul, shorten or narrow any street, avenue, alley or other public place in the Town of Brantley, Alabama, upon such terms, consideration or as such Town Council may deem proper or conducive to the best interest of the citizens of the Town of Brantley, Alabama.

Section 2. That in the event that said Town Council of the Town of Brantley, Alabama should vacate, annul, shorten or narrow any street, avenue, alley or other public place in the Town of Brantley, Alabama under the provisions of the preceding section of this act, said Town Council of the Town of Brantley be and they are hereby authorized to convey that part of such street, avenue, alley or other public place so annulled, vacated, shortened or narrowed to the adjacent land owners upon such terms, considerations or conditions as they may deem proper or conducive to the best interest of the citizens of sad Town.

Section 3. That in the event any street is to be widened, extended under this Act the Town Council of Brantley is empowered with authority to acquire the additional space desired either by purchase or condemnation. That the ascertainment of any fact in conection with the vacating, annulling, shortening or narrowing of any street, avenue, alley or other public place in the Town of Brantley, Alabama by the Town Council of said Town shall be conclusive.

Section 4. Should any section or part of section be declared unconstitutional the remainder shall not be affected but shall remain in full force and effect.

Section 5. That all laws in conflict with the provisions of this act be and they are hereby repealed.

This act to take effect upon its passage and approval by the Governor.

Respectfully submitted,

J. B. Moxley,

Representative, Crenshaw County.

AFFIDAVIT OF PUBLICATION

I, W. B. Martin, Editor and Manager of the Crenshaw County News, published weekly at Luverne, Ala., do solemnly swear that a copy of the above notice, as per clipping attached, was published weekly in the regular and entire issue of said newspaper, and not in any supplement thereof, for

five consecutive weeks commencing with the issue dated June 2, 1927, and ending with the issue dated June 30, 1927.

Subscribed and sworn to before me this 5th day of July, 1927.
W. B. Martin,
R. T. Sirmon,
Judge Probate,

By Mr. Rogers of Elmore (With Notice and Proof)

H. 779. To authorize the Court of County Commissioners, Board of Revenue or other governing body of Elmore County, Alabama, to fix the salary of the Chief Deputy Sheriff of said County.

Local Legislation.

Notice and Proof H. B. 779:

LEGAL NOTICE

STATE OF ALABAMA,

Elmore County.

Notice is hereby given that application will be made in the Legislature of Alabama, at the 1927 session thereof, for the passage of the following Bill, to-wit:

A bill to be entitled an act to authorize the Court of County Commissioners, Board of Revenue or other governing body of Elmore County, Alabama, to fix the salary of the Chief Deputy Sheriff of said County.

Be it enacted by the Legislature of Alabama:

Section 1. That the Court of County Commissioners, Board of Revenue or other governing body of Elmore County, Alabama, be, and hereby is authorized to fix the salary of the Chief Deputy Sheriff of Elmore County, Alabama, at not less than Nine Hundred Dollars and not more than Twenty-four Hundred Dollars, payable in twelve equal monthly installments out of the treasury of the County upon the warrant of the Court of County Commissioners, Board of Revenue or other governing body of said County.

Section 2. That all laws and parts of laws in conflict with the provisions of this act are hereby repealed.

Section 3. That this act shall go into effect immediately upon its approval by the Governor.

STATE OF ALABAMA,

Elmore County.

I, Frances Golson, Editor of the Wetumpka Herald, a newspaper published in said County and State, do hereby certify that the herein attached notice was published in the said Weekly Herald for four consecutive times, beginning February 3, 1927 and ending February 24, 1927.

Sworn to and subscribed before me this the 6th day of July, 1927.

Frances Golson.
Asenath F. Lull,
Register Circuit Court, Elmore County, in Equity.

By Mr. Pegues (With Notice and Proof):

H. 780. To provide for the election of a County Superintendent of Education in Jackson County; to prescribe his qualifications; to fix his eligibility; to limit his term of office; to fix his salary; to prescribe his duties; and to exempt him from all

rules and regulations of the State Board of Education until such are approved by the county board of Education of said County. Education.

Notice and Proof H. 780:

NOTICE OF PROPOSED LEGISLATION

Notice is hereby given that the following local bill for Jackson County will be introduced in the Legislature of Alabama at the June session in 1927:

A BILL

To be entitled an Act, to provide for the election of a county superintendent of education in Jackson County to prescribe his qualification, to fix his eligibility, to limit his term of office, to fix his salary, to prescribe his duties, and to exempt him from all rules and regulations of the State Board of Education until such are approved by the County Board of Education of said county.

Be it Enacted by the Legislature of Alabama:

Section 1. At the General Election in November 1928, there shall be elected a county superintendent of education in Jackson County, Nomination and election for this office shall be in the same manner as for other county offices. He shall take office July 1, 1929.

Section 2. Candidates for the office of county superintendent shall file with the Probate Judge a sworn statement from a president of a standard college, stating that said candidates are bonafide college graduates.

Section 3. Before taking the oath of office, the person elected must furnish proof of three years teaching experience since his graduation from college. He shall not be eligible to take the oath as county superintendent, if he has served as county superintendent more than six years.

Section 4. The county superintendent shall be elected for a term of six years and shall be eligible for reelection only once.

Section 5. The county board of education shall fix the salary of the county superintendent at not less than three thousand dollars (\$3,000.00) and not more than four thousand dollars (\$4,000.00) per annum, including traveling expenses.

Section 6. It shall be the duty of the county superintendent to visit every school in the county at least twice during each school year. He shall give to the press for publication a true copy of the minutes of each meeting of the county board of education and shall do this within three days after each meeting of said board. He shall perform all other duties now required by law or may hereafter be required by law.

Section 7. The county superintendent of education shall be exempt from carrying out the rules and regulations of the State Board of Education until same are approved by the county board of education.

STATE OF ALABAMA,

Jackson County.

Before me, a Notary Public in and for said State and County, personally appeared J. S. Benson, Editor of The Progressive Age, a newspaper published weekly in said county and state, who being sworn, deposes and says that Notice of proposed Legislation or a Bill to be entitled an act to provide for the election of a County Superintendent for Jackson County, a

copy of which is hereto attached was published in said paper for 4 consecutive issues, June 16, 23, 30 and July 7, 1927.

J. S. Benson.
Sworn to and subscribed before me this the 11th day of July, 1927.
P. W. Campbell,
Notary Public.

By Mr. Tunstall:

H. 781. To make appropriation for the ordinary expenses of the State, and for interest on the public debt.

Appropriations.

By Mr. McAdory:

H. 782. To repeal Section 4785, of the Code of Alabama, approved October, 3rd, 1923.

Revision of Laws.

By Mr. Simpson (With Notice and proof):

H. 783. To establish an inferior statutory court to be called the Birmingham Court of Common Pleas; to provide for its judge, clerks and other officers, their appointment, duties and compensation; to provide for and regulate jury trial therein; to provide for the transfer of causes to the Circuit Court when jury trials are demanded; to provide for appeal to the Circuit Court.

Judiciary.

Notice and Proof of H. 783.

Notice is hereby given that the following bill will be introduced in the Legislature of Alabama at its adjourned session of 1927:

AN ACT

To establish an inferior statutory court to be called the Birmingham Court of Common Pleas; to provide for its judge, clerks and other officers, their appointment, duties and compensation; to provide for and regulate jury trial therein; to provide for the transfer of causes to the Circuit Court when jury trials are demanded; to provide for appeal to the Circuit Court.

Be it Enacted by the Legislature of Alabama:

Section 1. That there is hereby established in and for Jefferson County, except that part of Jefferson County herein particularly described, an inferior court of law which shall be called the Birmingham Court of Common Pleas.

Section 2. This court shall have and exercise concurrently with all other courts having like jurisdiction in said county, for and in all of Jefferson County, except territory hereinafter excluded and defined, all the jurisdiction and power which now are, or which hereafter may be by law conferred upon the circuit courts of this state, in actions at law where the amount involved does not exceed three hundred dollars.

Section 3. The jurisdiction of this court will not extend over that portion of Jefferson County which is included in the following precincts, to-wit: William's Precinct No. 1, Jonesboro Precinct No. 2, Parsons' Precinct No. 3, Aaron's Precinct No. 4, Short Creek Precinct No. 5, Bethlehem Precinct No. 7, Meak's Precinct No. 24, Toadvine Precinct No. 27, Bessemer Precinct No. 33, Givin's Precinct No. 35, Huey's Precinct No. 40,

Parkwood Precinct No. 41, Mulga Precinct No. 49, Virginia Mines Precinct No. 51, Fairfield Precinct No. 53, and Brighton Precinct No. 55.

Section 4. This court shall have no jurisdiction of criminal offenses and no jurisdiction in equity, and no jurisdiction of suits in ejectment.

Section 5. This court shall have authority: (1) To exercise original jurisdiction of all suits and actions at law, including libel, slander, assault and battery, when the matter or sum in controversy does not exceed three hundred dollars. (2) To punish contempt by fine not exceeding fifty dollars, and by imprisonment, not exceeding five days. (3) To prescribe rules and regulations as to pleading and practice as to the time of filing and settling pleading, and to make any necessary orders, rules, and regulations for the dispatch of the business of the court.

Section 6. The judge of this court shall not have authority to grant writs of certiorari, supercedeas, quo warranto, mandamus, nor writs or injunctions, or ne exeat.

Section 7. The judge and court have authority to grant writs of attachment and garnishment.

Section 8. There shall be a judge of said court, who shall hold office for a term of four years, and until his successor has been appointed and qualified. The present judge of the Municipal Court of Birmingham, Third Division, or the person holding said office at the time of the abolition of the Municipal Court of Birmingham, Third Division, shall be judge of this court until the expiration of the term for which he was appointed judge of the Third Division of the Municipal Court of Birmingham, to-wit, January 1st, 1931. The judge of this court shall be appointed by the judges of the Circuit Court of Jefferson County and in the manner as provided for the appointment of judges of the Municipal Court of Birmingham.

Section 9. The judge of the Birmingham Court of Common Pleas shall receive as compensation for his services the sum of Forty-eight Hundred Dollars (\$4800.00), payable in equal monthly installments of Four Hundred Dollars (\$400.00) each, out of the County Treasury of Jefferson County, Alabama, upon his warrant drawn upon the County Treasurer.

Section 10. The judge of this court shall appoint a clerk of this court, who shall hold office at the pleasure of the judge. The clerk of this court shall receive as compensation for his service the sum of \$2100.00 per annum, payable in equal monthly installments of \$175.00 each, out of the County Treasury of Jefferson County, Alabama, upon his warrant drawn upon the County Treasurer.

Section 11. (a) The Judge of this court shall appoint two assistant clerks, who shall hold office at the pleasure of the judge. The assistant clerks shall receive as compensation for their services as such assistant clerks, the sum of \$1800.00 per annum, payable in equal monthly installments of \$150.00 each, out of the County Treasury of Jefferson County, Alabama, upon his or her warrant drawn upon the County Treasurer.

(b) When the business of the court requires it, the Board of Revenue of Jefferson County shall furnish this court additional clerical help and cause the same to be paid out of the Treasury of Jefferson County.

Section 12. The clerk of this court shall give bond in the penal sum of \$2,500, payable to the State of Alabama, and conditioned to faithfully discharge the duties of such office, which bond shall be approved by, and filed in the office of, the judge of probate of Jefferson County, Alabama, and which bond shall also be conditioned to pay all moneys to the proper officers and persons to whom it is payable and to faithfully account for all moneys coming into his hands, by virtue of his office, and upon the said bond there shall be the same liabilities and remedies as upon a bond of the clerk of the Circuit Court.

Section 13. The judge of the court shall appoint a bailiff of the court, who shall hold office at the pleasure of the judge, and who shall receive as

compensation for his service as such bailiff the sum of Sixty Dollars (\$60.00) per month, payable out of the County Treasury of Jefferson County, Alabama, upon his warrant drawn upon the County Treasurer.

Section 14. The constables of precincts 27, and 37, 42, 46 of Jefferson County, Alabama shall be exofficio officers of this court, and shall be required to attend its hearings and may serve any of its processes and writs by themselves or their duly appointed deputies in any part of the territory over which this court shall have jurisdiction and shall receive for such services the same fees as provided by law for like services by the sheriff of Jefferson County. The said constables as to any or all writs or processes of this court shall have all the power and authority conferred by law upon sheriffs of Jefferson County.

Section 15. The sheriff of Jefferson County shall have the duty as to attendance of this court and the execution of its writs and processes as he has to the Circuit Court of said county.

Section 16. The practice, procedure, judgments, and record in this court shall conform to and be governed by the laws applicable to practice and procedure in justice of the peace courts, in so far as applicable, and except as otherwise provided in this act, and shall conform and be governed so far as practicable by the practice and procedure in the municipal court of Birmingham.

Section 17. Every intendment is in favor of the sufficiency and validity of proceedings in this court when brought in question, either directly or collaterally, in any of the courts of the state, where it appears on the face of the proceedings that this court had jurisdiction of the subject matter and the parties.

Section 18. The clerk shall issue all processes out of said court returnable to this court, the clerk shall approve all bonds, shall keep a docket of said court and shall certify all transfers of causes and all appeals. The clerk shall have all the authority and perform all the duties prescribed by law for clerks of the Circuit Courts of the state, except where otherwise provided in this Act, and except that entry of the judgment by the judge shall be the minutes of the court.

Section 19. All judgments required to be signed shall be signed by the judge. A judgment and the record thereof shall not be required to be more formal than a judgment rendered in a court of the justice of the peace and shall be governed by the same laws as a judgment in a court of a justice of the peace.

Section 20. The fees and costs that are now or hereafter allowed by law in cases in the Circuit Court of Jefferson County, except the library tax, shall be taxed and collected as provided by law in the Circuit Court and shall by the clerk be paid into the County Treasury.

Section 21. In all cases commenced in this court by summons and complaint, the defendant shall be required to appear and demur or plead to the complaint on a certain day to be fixed by the clerk, but the summons and complaint must be executed seven days before the return day thereof; and in all cases at law commenced by attachment, the defendant shall appear and demur or plead, seven days after the levying of the attachment and the service of notice thereof, or in case the suit is against a non-resident or other person upon whom service may be had by publication, within seven days after service is perfected by publication and publication shall be once a week for three consecutive weeks in some newspaper published in Jefferson County, Alabama; and in all other cases at law, the defendant must appear and demur or plead at the time designated by the clerk in the summons, not less than seven days after service of summons and complaint upon him; and in all cases, whether commenced by summons and complaint, attachment or otherwise, any defendant failing within the time provided herein to appear and demur or plead shall be held in default, and

at any time thereafter judgment by default on motion of plaintiff may be rendered against him; provided, however that the court may for good cause shown, allow such judgment so obtained by default to be set aside and demurrer or plea to be filed of such terms as the court may think just, provided said motion is filed within the time provided for such motion, or continued while the same is within the breast of the court as required by law.

Section 22. (a) In all suits and actions on promissory notes, bills of exchange, or other negotiable instruments, contracts in writing, of accounts, if the plaintiff or his agent shall have filed at the time of bringing his suit or action an affidavit setting out distinctly his cause of action, and the sum he claims to be due and that the same is due, owing and unpaid, a copy of which must be served on the defendant with the Summons and Complaint plaintiff shall be entitled to judgment for the amount so claimed, with interest and costs unless the defendant shall file along with his plea, if in bar, an affidavit of defense denying the rights of the plaintiff as to the whole or some specified part of his claims, and specifically stating also in precise and distinct terms, the grounds of his defense, which must be such as would, if true, be sufficient to defeat the plaintiff's claim in whole or in part.

(b) The provision of this rule shall not apply to defendants who are representatives of decedents' estates, except when the affidavit filed with the complaint sets forth the contract sued on was directly with such representatives or that a promise to pay was made by him.

(c) When the defendant is a corporation the affidavit of defense may be made by an officer, agent or attorney of such corporation.

(d) When the affidavit required to be filed hereinabove does not comply with said provisions, such affidavit may be stricken out and judgment entered on motion.

(e) The court may by rules require such affidavit of defense and pleas to be filed along with the demurrer, if any be filed, which affidavit shall not waive the demurrer.

Section 23. The plaintiff electing to bring suit in this court shall endorse upon his complaint that he waives a trial by jury, and his election to file his suit in this court shall be deemed as a matter of law as his waiver of his right to have such cause tried by jury.

Section 24. In all cases filed in this court the issues and questions of fact shall be tried by the court without the intervention of a jury unless a jury be demanded by the defendant within seven days after the summons and complaint is served on him, or by any other person interested in such issue or question, at the time he appears; such demand must be made by such person that intervenes, upon the pleading or paper filed by him for the purpose of presenting such issue or question of fact or by the defendant or other party occupying the position of the defendant, including the garnishee, by making a formal written demand upon the demurrer, plea, other pleading, or separate paper filed by him, that he demands a trial by jury; such demands must be in writing, signed by the party or his attorney and filed with the clerk of the court, and must be filed by the defendant within seven days after the summons and complaint is served on him.

Section 25. When the defendant or other party occupying the position of defendant, or other party entitled thereto, shall have demanded a trial by jury, in the manner and within the time provided, this court shall proceed to settle the pleadings and make up at issue, and if an issue of fact be made up (a) The judge may proceed to try said cause with a jury, as herein provided; or, (b) the judge may make an order transferring said cause to the Circuit Court, whereupon the clerk of this court shall transfer all the papers in said cause, together with a transcript of the court's ruling on the pleading, to the Circuit Court of Jefferson County. Said cause shall be by the clerk of the Circuit Court of Jefferson County, docketed, and shall

there proceed as if said cause were in said Circuit Court on appeal from a Justice Court wherein the appellant had demanded a trial by jury for such trial in the Circuit Court.

Section 26. Whenever a jury is required to try any issue in this court, the judge of this court shall procure the jury box of Jefferson County and the key thereto and shall draw from the jury box as many names as he may think necessary, in no case less than sixteen and must immediately return the key and box to the proper custodians thereof, respectively and after each name is drawn it shall not be returned to the jury box except as herein otherwise provided, and there shall be no selection of names except as hereinafter provided, and shall make and file a record of the drawing, and issue an order to the sheriff requiring him to summon the jurors, and the judge must draw the jurors in the manner provided by Chapter 311 of the Code, except where otherwise in this Act provided; provided, however, that the judge may discard and return to the jury box any name after the same has been drawn from the jury box, where the name so drawn is of a person who does not reside within the jurisdiction of this court.

Section 27. Whenever there are not enough qualified jurors in attendance upon the court to permit the juries required, the judge of the court shall draw from the jury box names of as many jurors as he may deem necessary, who are then within or reside within the City of Birmingham. The sheriff shall forthwith summon all jurors thus drawn to attend court when required and he may summon them by personal service or by telephone or by telegraph or may in like manner order a deputy or special deputy to summon them or may by telephone or telegraph direct a deputy to summon such a juror. The court shall then proceed to empanel, or complete the empaneling of the juries.

Section 28. Jurors drawn and empaneled to serve in this court may be required to serve for an entire week.

Section 29. It is the duty of the court, before administering the oath prescribed by law to any juror, to ascertain that such juror has the qualifications required by law.

Section 30. (a) Each party has the right to challenge two of the jury peremptorily. Neither party shall have a right to a struck jury.

(b) The Judge shall empanel sixteen jurors for the trial of any case, from which panel each party may peremptorily challenge two jurors.

Section 31. The sole remedy for any error in the drawing, summoning, empaneling or otherwise, of jurors, on the trial before a jury, shall be by an appeal to the Circuit Court, where the cause shall be tried de novo as provided in this Act.

Section 32. That the term of this court shall commence on the first day of January of each year, and end on the 31st day of December of each year. The final judgments rendered by said court shall after the expiration of ten days from their rendition, be taken and deemed as completely beyond the control of the court, as if the term of said court at which said judgment is rendered had ended at the end of said ten days, provided, however, that nothing herein contained shall prevent the parties from applying for new trials or rehearings within said ten days, or prevent the court within the said ten days from continuing said motion for a rehearing, to some other time.

Section 33. Unless otherwise ordered by the Court, all garnishments issued by said court shall require an answer thereto within seven days after the service thereof; and upon the failure of any garnishee to make answer within such seven days, he shall be deemed in the default and a judgment nisi may be rendered against him on motion of the plaintiff, if the plaintiff is otherwise entitled to such judgment nisi; unless otherwise ordered by the court, all citations, rules, scire facias, and notices issued by this court

shall require the party against whom they are issued to appear and plead within seven days after service thereof, or if the citations or notices are to be given by publication, within seven days after the perfection of such publication.

Section 34. Any party may appeal from any judgment rendered against him by this court, to the Circuit Court or court of like jurisdiction, within ten days after the rendition thereof.

Section 35. No cause can be appealed from this court to the Circuit Court or other court of like jurisdiction unless the party applying for such appeal first executes a bond with sufficient surety, payable to the adverse party, with condition to pay such judgment as may be rendered against him by the court to which the cause is sought to be removed, and no cause can be removed from this court by statutory certiorari.

Section 36. If such appeal is applied for by a defendant, claimant or any other party against whom a judgment for the payment of money has been rendered, such bond shall be in double the amount of the judgment rendered against him, including the costs; in all other cases, in such amount as may be prescribed by the judge of this court.

Section 37. When appeal is taken, the clerk must return promptly all the original papers of the cause, together with a statement signed by him of the case, and the judgment rendered by the court, to the clerk of the court to which the appeal was taken.

Section 38. The clerk must also issue a notice to the appellee that such appeal has been taken, which must be executed by personal service on him, his agent or attorney, five days before the return term of the appeal, and must be returned promptly by the constable, or other officer, to the clerk of the court to which the appeal was taken; but in lieu of notice by personal service to the appellee, or his agent or attorney, the clerk may send said notice by registered mail addressed to the appellee, his agent or attorney, with demand for a return receipt, and such return receipt, signed by the appellee, his agent or attorney, shall be proof of said notice.

Section 39. If the appellee, after the appeal is taken, moves out of the county, or absconds or secretes himself, so that notice cannot be served on him, it shall be the duty of the constable to execute such notice by leaving a copy at the residence, or late residence, of the appellee, and by posting the same in front of the court house door of the county of Jefferson, and return the facts to the clerk of the court to which the appeal was taken on or before the second day of the term.

Section 40. That in all causes removed from this court to the Circuit Court by appeal, the cause shall be tried therein de novo and the issues and questions of fact shall be tried by the Circuit Court without the intervention of a jury, except that when the plaintiff appeals from a judgment rendered on a verdict of a jury, defendant or party occupying the position of defendant, may have a trial by jury on the appeal if he demands the same, in writing, within ten days from the time that plaintiff files his appeal bond, or within ten days of his being notified of the appeal.

Section 41. That any party to a cause in this court may deposit with the clerk of this court the necessary postage with the names and addresses of the witnesses, and it shall thereupon be the duty of the clerk of this court to summons said witnesses by addressing a letter to them, at such addresses, duly registered, with demand for return receipt, and such return receipt shall be proof of the service of said summons upon such witness, and any such witness being so served and failing to appear, shall be in contempt of the court and may be attached and punished as provided by law as to parties guilty of contempt, and may also be imprisoned.

Section 42. The judgments of this court may be recorded as provided by Sections 4156, 4157, 4158 and 4159 of the Code of Alabama, and said

provisions of the Code and said laws shall be applicable to judgments and proceedings in this court.

Section 43. All witnesses shall receive the mileage and per diem for attendance on this court, as provided by law for witnesses in the Circuit Court.

Section 44. The Board of Revenue of Jefferson County shall provide a place for the holding of this court and shall furnish all the necessary stationery, papers and other things, as provided by law for the Circuit Court of Jefferson County, that may be necessary for the operation and maintenance of this court; the Board of Revenue may, when the business requires it, furnish the court additional clerical help and cause the same to be paid out of the Treasury of Jefferson County.

Section 45. The Sheriff of Jefferson County shall execute such processes and writs of this court as this court may require of him, and make return thereof.

Section 46. Upon the Judge of the Municipal Court of Birmingham, Third Division, becoming judge of this court, the Third Division of the Municipal Court of Birmingham is abolished, together with the office of judge, clerk, bailiff and other officers, and all of the causes pending in the said Third Division of the Municipal Court of Birmingham, and its dockets, papers and records, shall be transferred to the Second Division of the Municipal Court of Birmingham, where the same shall proceed as if originating therein.

Section 47. Neither party to a civil suit in this court as a matter of right may file interrogatories to be propounded to the opposite party, but for good cause shown, the judge of this court may allow such interrogatories to be propounded, in which case the judge shall fix the time in which they shall be answered, and the said filing and answering of said interrogatories, except as herein provided, shall be governed as far as applicable by Article 10, Chapter 290, of the Code of Alabama as now enacted or hereafter amended.

Section 48. In case of emergency, the judge of this court may appoint a suitable person to act as constable, without bond except as hereinafter provided, and the person appointed must perform the same duties, and is liable to the same pains and penalties, and is entitled to the same fee and compensation, as regular constables; but such special constable is not authorized to levy or collect executions, attachments or writs or detinue, unless prior to the levying or collecting of executions, attachments or writs of detinue, he execute a bond in a sum of twice the amount of the property to be levied on, payable to the defendant and conditioned as required by constable bond, with sureties to be approved by the judge appointing such special constable.

Section 49. The law applicable to issuing and levying of executions in the Circuit Court shall apply to this court, and this court shall have the right and authority to cause the levying upon real estate and the sale thereof as is provided in like cases in the Circuit Court.

Section 50. That all laws, or parts of laws, general or special, in conflict with the provisions of this Act, shall be and the same are hereby repealed.

Section 51. If any section or provision of this Act shall be declared void or unconstitutional, it shall not affect or disturb the validity or constitutionality of any other section or provision which is not in and of itself void or unconstitutional.

STATE OF ALABAMA,
County of Jefferson.

Personally appeared before me, Mary Mosley, Notary Public in and for said State and County, J. H. F. Mosley, who being duly sworn, deposeth

and says that he is the publisher of the Labor Advocate, a newspaper published weekly at Birmingham, Alabama, that the advertisement, copy of which is attached hereto, was published in said Labor Advocate on the following dates: April 30, May 7, 14, 21, 1927.

Subscribed and sworn to before me this 11th day of July, 1927.

(Seal)

J. H. F. Mosley,
Mary Mosley,
Notary Public.

By Mr. Jeter:

H. 784. To establish a Board of Commissioners for all counties in this State having a population of two hundred thousand or more according to the last or any subsequent federal census and to define their term of office, duties and powers and to abolish all Boards of Revenue in said Counties:

Judiciary.

By Mr. McAdory:

H. 785. A Bill to be entitled an Act to propose and submit to the qualified electors of the State of Alabama at an election to be held on the day of the first General election occurring in this State after the expiration of three months from and after the final adjournment of the present session of the Legislature at which this amendment is proposed, an amendment to the Constitution of the State of Alabama creating and establishing out of a part of the territory now included in the County of Jefferson a new County, which new county shall be called Jeter.

Be it Enacted by the Legislature of Alabama:

Section 1. That the following amendment to the Constitution of Alabama is hereby proposed to be submitted to the qualified electors of the State of Alabama for their consideration at the first general election occurring in this State after the expiration of three months from and after the final adjournment of the present session of the Legislature at which said amendment is proposed, to-wit:

That there shall be and there is hereby created and established out of a part of the territory now included in the County of Jefferson a New County, which shall be called Jeter and with its boundary lines, until otherwise provided by law as follows:

Begin at the point where the Range Line dividing Ranges Two and Three going South first intersects the Cahaba River, in Township 19, on the County Line, between the Counties of Jefferson and Shelby, and run thence North along said Range Line to the Northeast corner of Section 13, Township 19, Range 3, West, thence West along the Section Line one mile to the Northwest corner of said Section 13; thence north one mile to the Northeast corner of Section 11, Township 19, Range 3, West; thence West three miles to the Southeast corner of Section 5, Township 19, Range 3 West; thence North three miles to the

Northeast corner of Section 29, Township 18, Range 3 West; thence two miles to the Southeast corner of Section 24, Township 18, Range 4 West; thence North two miles to the Southeast corner of Section 12, Township 18, Range 4 West; thence West one-fourth of a mile to the East boundary line of the City of Fairfield as it now exists; thence in the general direction of North with and along the East boundary line of the said City of Fairfield, and turning with and continuing along said boundary line of said city around the North end of said city, and in a general Southwest direction, continuing along said boundary line of said City of Fairfield to the point where said boundary lines intersects the line that bounds Sections 11 and 12, in Township 18, Range 4 West, on the North; Thence West to the Northwest corner of said Section 11, Township 18, Range 4 West; thence North three miles to the Northeast corner of Section 27, Township 17, Range 4 West; thence West two miles to the Southeast corner of Section 20, Township 17, Range 4 West; thence North two miles to the Northeast corner of Section 17, Township 17, Range 4 West; thence due West to the intersection of the County Line between the Counties of Walker and Jefferson; thence with and along said County Line and turning with and continuing along the same as it divides the counties of Walker and Jefferson to its intersection with the County Line of Tuscaloosa County; thence with the variations of and along the County Line of Tuscaloosa County in a general Southeasterly direction to the point where said County line intersects the County Line of Bibb County; thence in a general Easterly and Northeasterly direction with and along said Bibb County Line as it divides said County of Bibb from the County of Jefferson to the point where said County line intersects the County line of Shelby County; thence in a general Northeasterly direction with and along said Shelby County Line as it divides the said Counties of Shelby and Jefferson, to the point of beginning. That upon the creation of Jeter County as in this amendment provided that part of the Jefferson County Trunk Sewer system, including the septic tanks and purification plants, that is located within said Pettus County, shall become and be the joint property of said counties of Jefferson and Jeter and shall be under the joint control of the Board of Revenue of Jefferson County and the court of County Commissioners of Jeter County, and the expense of upkeep, repair, management, enlargement and operation of said sewer system, including said septic tanks and purification plants, shall be borne jointly by said two counties, each contributing thereto in proportion to the assessed taxable values for the year in which such expense is incurred; that the bonded and other public debts of the County of Jefferson, as they exist at the time of the ratification of this amendment, shall be assumed and paid by the said

two counties in proportion to the assessed taxable values of the respective counties; that the amendment to the Constiution of Alabama, auhorizing the Legislature to provide salaries as compensation for the officers of Jefferson County in lieu of fees, shall apply to Jeter County, just as it applies to Jefferson. Provided, however, that until such a time as the Legislature shall fix the salaries of the respective officers of said new County, the salaries of the respective officers shall be as follows:

Probate Judge, \$5,000.00 per annum.

Tax Assessor, \$4,000.00 per annum.

Tax Collector, \$4,000.00 per annum.

Clerk of Circuit Court, \$4,500.00 per annum.

Sheriff, \$4,800.00 per annum.

Superintendent of Education, \$3,600.00 per annum.

Coroner, \$1,00.00 per annum.

Members of Court of County Commissioners, each, \$1,200.00 per annum.

And all Judges of Inferior Courts and Officers of such court to receive the same compensation as now provided by law.

Section 2. That it is hereby made the duty of the Governor to give notice by proclamation to be published in one newspaper in each County in the State at least eight successive weeks next preceding the said election on the amendment proposed by this Act to be submitted to the qualified electors of the State for their consideration, together with the proposed amendment. Before making such proclamation the Governor shall ascertain the cost of publishing the notice as herein required and shall certify the amount of such cost so ascertained by him to the governing body of the City of Bessemer, and thereupon the governing body of the City of Bessemer shall pay, or cause to be paid, into the State Treasury the sum of money so certified to them by the Governor for the purpose of paying the cost of publication of the notice required by this Act.

Section 3. That at the time said election on the amendment proposed by this Act to be submitted to the qualified electors of the State for their consideration, to be held as herein provided, the qualified electors shall vote upon said amendment, and on the official ballots printed for such election there shall be printed the following, viz: Shall the following be adopted as an amendment to the Constitution of Alabama:

"That there shall be and there is hereby created and established out of a part of the territory now included in the County of Jefferson a new County, which shall be called Jeter and with its boundary lines, until otherwise provided by law as follows: Begin at the point where the Range Line dividing Ranges Two and Three going South first intersects the Cahaba River, in Township 19, on the County Line, between the Counties of Jef-

ferson and Shelby, and run thence North along said Range Line to the Northeast corner of Section 13, Township 19, Range 3 West; thence West along the Section line one mile to the Northwest corner of said Section 13; thence North one mile to the Northeast corner of Section 11, Township 19, Range 3 West; thence West three miles to the Southeast corner of Section 5 Township 19, Range 3 West; thence North three miles to the Northeast corner of Section 29, Township 18, Range 3 West; thence West two miles to the Southeast corner of Section 24, Township 18, Range 4 West; thence North two miles to the Southeast corner of Section 12, Township 18, Range 4 West; thence West one-fourth of a mile to the East boundary line of the City of Fairfield as it now exists; thence in the general direction of North with and along the East Boundary line of the said City of Fairfield, and turning with and continuing along said boundary line of said City around the North end of said City, and in a general Southwest direction, continuing along said boundary line of said City of Fairfield to the point where said boundary line intersects the line that bounds Section 11 and 12, in Township 18, Range 4 West, on the North; thence West to the Northwest corner of said Section 11, Township 18, Range 4 West; thence North three miles to the Northeast corner of Section 27, Township 17, Range 4 West; thence West two miles to the Southeast corner of Section 20, Township 17, Range 4 West; thence North two miles to the Northeast corner of Section 17, Township 17, Range 4 West; thence due West to the intersection of the County Line between the Counties of Walker and Jefferson; thence with and along said County Line and turning with and continuing along the same as it divides the counties of Walker and Jefferson to its intersection with the County Line of Tuscaloosa County; thence with the variations of and along the County Line of Tuscaloosa County in a general Southeasterly direction to the point where said County Line intersects the County Line of Bibb County; thence in a general Easterly and Northeasterly direction with and along said Bibb County Line as it divided said County of Bibb from the County of Jefferson to the point where said County Line intersects the County Line of Shelby County; thence in a general Northeasterly direction with and along said Shelby County Line as it divides the said Counties of Shelby and Jefferson, to the point of beginning. That upon the creation of Jeter County as in this amendment provided that part of the Jefferson County Trunk sewer system, including septic tanks and purification plants, that is located within said Jeter County, shall become and be the joint property of said counties of Jefferson and Jeter, and shall be under the joint control of the Board of Revenue of Jefferson County and the Court of County Commissioners of Jeter County,

and the expense of upkeep, repair, management, enlargement and operation of said sewer system, including said septic tanks and purification plants, shall be borne jointly by said two counties, each contributing thereto in proportion to the assessed taxable values for the year in which such expense is incurred; that the bonded and other public debts of the County of Jefferson, as they exist at the time of the ratification of this amendment, shall be assumed and paid by the said two counties in proportion to the assessed taxable values of the respective counties; that the amendment to the Constitution of Alabama, authorizing the legislature to provide salaries as compensation for the officers of Jefferson County in lieu of fees, shall apply to Jeter County just as it applies to Jefferson. Provided, however, that until such a time as the Legislature shall fix the salaries of the respective officers of said new County, the salaries of the respective officers shall be as follows:

Probate Judge, \$5,000.00 per annum.

Tax Assessor, \$4,000.00 per annum.

Tax Collector, \$4,000.00 per annum.

Clerk of Circuit Court, \$4,500.00 per annum.

Sheriff, \$4,800.00 per annum.

Superintendent of Education, \$3,600.00 per annum.

Coroner, \$1,800.00 per annum.

Members of Court of County Commissioners, each, \$1,200.00 per annum.

And all Judges of Inferior Courts and officers of such court to receive the same compensation as now provided by law."

Following the proposed amendment on the ballot shall be printed the word "Yes" and immediately under that shall be printed the word "No". The choice of the elector shall be indicated by a cross mark made by him or under his direction opposite the word expressing his desire.

Section 4. That the said officers who shall hold the general election held on the day on which said amendment is herein provided to be voted on shall also hold the election on said amendment, and the said election on said amendment shall be held in all things in accordance with the law governing general elections and with the Constitutional provisions concerning amendments to that instrument.

Section 5. That the votes cast at said election shall be counted, canvassed and tabulated and returns made to the Secretary of State in the manner as in election for Representatives to the Legislature, and if it shall thereupon appear that a majority of the qualified electors who voted at said election in said amendment voted in favor of the same such amendment shall be valid to all intents and purposes as a part of the Constitution of Ala-

bama. The result of such election shall be made known by proclamation of the Governor.

Section 6. That the Legislature of Alabama favors such proposed amendment to the Constitution of Alabama.

The above and foregoing bill proposing an amendment to the Constitution was read one time, at length, and referred to the Standing Committee on Constitution and Constitutional Amendments.

By Mr. Hollis (With Notice and Proof)

H. 786. To provide for the Election of a County Superintendent of Education for Lamar County, Alabama, to fix his or her term of office, to prescribe his or her salary, and the manner of payment, to define his or her qualifications, powers and duties, to provide for his or her election and term of office for County Superintendent and to provide for the election of his or her successor in office.

Local Legislation.

Notice and Proof of H. B. 786.

NOTICE

Notice is hereby given that there will be introduced in the Legislature of Alabama at its session which will begin on June 7th, 1927, a bill to provide for the election of the County Superintendent of Education for Lamar County by popular vote; to fix his qualifications, duties, salary and term of office and to repeal all laws and parts of laws in conflict therewith.

This May 31st, 1927.

AFFIDAVIT OF PUBLICATION

STATE OF ALABAMA,
Lamar County.

Personally appeared before me, a Judge of Probate in and for the said State and County, Kirby T. Mills who, after being duly cautioned and sworn, deposeth and says as follows: That he is the Publisher of The Lamar Democrat, a weekly newspaper, published in the State of Alabama, County of Lamar, Town of Vernon, and that a legal notice was published for four (4) consecutive weeks in the above named paper prior to July 5, 1927, dates of publication being June 1, 1927, June 8, 1927, June 15, 1927, June 22, 1927, copy of which advertisement is hereto attached.

Sworn to and subscribed before me, this 5th day of July, 1927.

Kirby T. Mills,
J. T. Maddox,
Judge of Probate.

By Mr. Grove:

H. 787. To amend Section 9508 of the Code of Alabama of 1923.

Revision of Laws.

By Mr. Lee (With Notice and Proof):

H. 788. To amend an act entitled "An Act to provide for the working, repairing, maintaining and improving the public roads

of Monroe County, Alabama; to prescribe rules and regulations for the same; to provide a per capita road tax in lieu of labor on the public roads of Monroe County, Alabama, and for the collection of a license tax for vehicles and motor driven trucks providing for superintendents of the public roads of Monroe County; providing for the duties of members of the Board of Revenue with reference to public roads and bridges of Monroe County; prescribing penalties for the violation of the same," approved August 1st, 1923, by amending sections 5, 9, 10, 11, and 12 thereof to read as hereinafter set out, and to repeal sections 14, 15, 16, 17, 18, 19, and 20 thereof.

Local Legislation.

Notice and Proof of H. 788:

NOTICE

Notice is hereby given that there will be introduced during the 1927 session of the Legislature of Alabama a bill to amend "An Act to provide for the working, repairing maintaining and improving the public roads of Monroe county, Alabama; to prescribe rules and regulations for the same; to provide a per capita road tax in lieu of labor on the public roads of Monroe County, Alabama, and for the collection thereof; for the levying and collection of a license tax for vehicles and motor driven trucks; providing for superintendents of the public roads of Monroe County; providing for the duties of members of the Board of Revenue with reference to public roads and bridges of Monroe County; and prescribing penalties for violation of the provisions of the same." Approved August 1, 1923.

The said proposed bill will undertake to do, in substance, the following things:

1. Repeal all parts of said Act relating to vehicle license taxes;
2. Provide for one superintendent of roads for the county instead of four, and provide for the appointment of such superintendent, his term of employment, the manner of his removal, his duties and the maximum remuneration allowed. Said bill will undertake to place upon such superintendent the responsibility, under the jurisdiction and direction of the Board of Revenue, of the construction, maintenance and repair of public roads and bridges in Monroe county; the supervision of the collection of per capita road tax paid in lieu of service on public roads; and will provide that the remuneration of such superintendent shall be fixed by the Board of Revenue within certain limitations.

STATE OF ALABAMA,

Monroe County.

Before me, M. I. Dees, a Notary Public in and for said State and County, personally appeared Q. Salter, who is known to me, and who being by me first duly sworn, deposes and says as follows:

That he is Publisher of The Monroe Journal, a newspaper published weekly, at Monroeville, in Monroe County, Alabama, that the notice attached above was published for four successive weeks in said The Monroe Journal, the same appearing in the issues of May 26th, June 2nd, June 9th, and June 16th, 1927.

Q. Salter,

Publisher of The Monroe Journal, Monroeville, Alabama.

Sworn to and subscribed before me, this the 18th day of June, 1927.

M. I. Dees,

(Seal)

Notary Public, Monroe County, Ala.

My Commission expires February 16th, 1931.

By Mr. Goodwyn:

H. 789. To amend Section 1187, Section 1189, Section 1190 and Section 1193 of the Code of Alabama, 1923.

Judiciary.

By Mr. Goodwyn:

H. 790. To prohibit the wearing of masks or hoods while on the public roads, streets and highways, or in any public building or public grounds, in the state of Alabama, and to provide penalties therefor.

Judiciary.

By Mr. Goodwyn:

H. 791. To repeal Sections 2913, 1915 and 2920 and to amend Section 2914 of the Code of Alabama of 1923.

Judiciary.

By Mr. Martin (By request):

H. 792. To provide for the licensing of persons to have charge of and operate stationary steam boilers, steam engines, ice machines, and electric motors, and to create an examining Board of Stationary Engineers.

Ways and Means.

By Mr. Shivers:

H. 793. To amend Section 925 of the Code.

Revision of Laws.

By Mr. Shivers:

H. 794. To amend Section 926 of the Code.

Revision of Laws.

By Mr. Carter:

H. 795. To amend Sections 325, 326, 329, 332, 337, 343, 344, 345, 347, 348, 349, 354, 358, and 359 Code of Alabama 1923, and to repeal Section 330, Code of Alabama 1923, relating to the practice of dentistry and dental hygiene, composing Chapter 18, Volume 1, of said Code.

Revision of Laws.

By Mr. Nipper:

H. 796. To amend Section 1354 of the Code of 1923 of Alabama.

Public Roads and Highways.

By Mr. Carter:

H. 797. For the relief of B. L. Marshall and to appropriate for the said B. L. Marshall the sum of fifteen hundred dollars, who was permanently disabled while on active duty with the highway department of the State of Alabama.

Appropriation.

By Mr. Moxley (Notice and Proof):

H. 798. To enlarge the duties now imposed by law on the Board of County Commissioners or County Board of Revenue of Crenshaw County, to authorize such board as now constituted or

as hereafter may be constituted to become the sole purchasing agent for the County of Crenshaw of all road machinery, tools, implements, books, blanks, office furniture, fixtures, stationary or any and all articles and things which may be required by law to be purchased for or by the county, and to provide the manner and procedure of such purchases and to fix a penalty for failure to comply with this act.

Local Legislation.

Notice and Proof H. No. 798.

NOTICE

Notice is hereby given that it is my intention to introduce a bill at the recess session of the Legislature of Alabama which convenes on the 7th day of June 1927.

The substance of which bill will be to enlarge the duties now constituted by law upon the board of county commissioners or board of revenue, or such a governing body of Crenshaw County to the extent of Authorizing them to become the sole legal purchasing agent for or in the name of the county of all road machinery, tools and implements, all books, blanks, office stationary, furniture, fixtures, or other articles required by law to be purchased by the county.

To provide the manner in which such purchases shall be made and to provide penatly for violating the provisions of this act.

Respectfully submitted,

J. B. Moxley,

Member Legislature, Crenshaw County.

AFFIDAVIT OF PUBLICATION

I, J. M. McLendon, Business Manager of the Luverne Journal, published weekly at Luverne, Alabama, do solemnly swear that a copy of the above notice, as per clipping attached, was published 4 times in the regular and entire issue of said newspaper, and not in any supplement thereof, for 4 consecutive times commencing with the issue dated May 26th, 1927, and ending with the issue dated June 16th, 1927.

J. M. McLendon,

Subscribed and sworn to before me this 5th day of July, 1927.

H. R. Show,

Notary Public.

By Mr. Ware:

H. 799. To prohibit any person appearing within the curtilage of any private dwelling, residence, or public place or highway, or on any street of any village, town or city of this State, with his or her face masked or covered so that the identification of such person is prevented, and to provide the penalty therefor; to provide for the regulation of public meetings or parades of secret lodges, fraternal orders and secret societies; and to provide for the production of certain records in the courts of this State and to provide the punishment for failure to produce such records; to make it a felony for any person while masked or disguised so that identification is prevented or made difficult to abuse, whip, or beat any person upon any accusation. real or

pretended, or to take into custody any person for the purpose of abusing, whipping or beating any person, or for the purpose of compelling such person to confess guilt of any offense, or for the purpose of compelling such person to make disclosures, or to consent to leave the neighborhood, city, county or State, and to provide the punishment therefor.

Judiciary.

UNFINISHED BUSINESS

The House proceeded to the consideration of the Unfinished Business which was the motion of Mr. Jeter to recommit the Bill:

H. 745. To establish a board of commissioners for Jefferson County, Alabama; to prescribe its powers and duties; to fix the compensation of its members; to designate by name the first members to serve hereunder and to fix their respective terms of office; to provide for his or their successor or successors in office and to fix their respective terms of office; to abolish the board of revenue, the office of county treasurer and the office of coroner of said county.

To the Standing Committee on Judiciary. The motion of Mr. Jeter to recommit said Bill to the Standing Committee on Judiciary prevailed.

Yeas, 62; Nays, 25.

Yeas:

Messrs:

Adcock	Goode	Luck	Sanders (Pike)
Allen	Green	McAdory	Simpson
Anderson	Grove	Matthews	Smith
Baldwin	Hawkins	Merrill	Starnes
Bartlett	Hightower	Miller (Sumter)	Stephens
Beebe	Howard	Morrow	Stewart (Bibb)
Brunson	Howell	Mullen	Stewart (Calhoun)
Burleson	Hubbard	Nipper	Thompson
Burns	Hughes	Owens	Tompkins
Cannon	Jeter	Parish	Waddell
Carter	Johnson	Patterson	Wallace
Cockrell	Jones (Bullock)	Pitts	Ward (Geneva)
Desear	Jones (Cleburne)	Rivers	Webb
Edwards	Jordan (Washington)	Rogers (Elmore)	Weldon
Fite	Kirkpatrick	Rogers (Mobile)	Winn
Frey	Langdon		

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Nays:

Messrs:

Bryant	Gullatt	Martin	Ringer
Christian	Guy	Miller (Marengo)	St. John
Cook	Harwood	Molette	Sanderson
Darden	Hollis	Monk	Tunstall
Deloney	Jordan (Etowah)	Moxley	Vickers
Edmundson	Lovelace	Reeder	Ward (Tuscaloosa)
Goodwyn			

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And said Bill:

H. 745. To establish a board of commissioners for Jefferson County, Alabama; to prescribe its powers and duties; to fix the compensation of its members; to designate by name the first members to serve hereunder and to fix their respective terms of office; to provide for his or their successor or successors in office and to fix their respective terms of office; to abolish the board of revenue, the office of county treasurer and the office of coroner of said county.

Was recommitted to the Standing Committee on Judiciary.

Motion to take Bill from Adverse Calendar.

Mr. Stewart of Bibb moved to take the Bill H. 42 from the Adverse Calendar and place same on the regular calendar of the House, and on motion of Mr. Starnes the motion of Mr. Stewart of Bibb was laid upon the table.

MOTION TO RECOMMIT BILL

Mr. St. John moved to recommit the Bill H. 66 to the Standing Committee on Judiciary and on motion of Mr. Miller of Sumter the motion of Mr. St. John was laid upon the table.

Yeas, 73; Nays, 14.

Yeas:

Messrs:

Adcock	Frey	Kirkpatrick	Reeder
Allen	Goode	Lee	Ringer
Anderson	Green	McAdory	Rivers
Ashcraft	Grove	Martin	Rogers (Elmore)
Baldwin	Gullatt	Matthews	Rogers (Mobile)
Bartlett	Harwood	Miller (Sumter)	Sanders (Conecuh)
Brunson	Hightower	Molette	Sanders (Pike)
Bryant	Hollis	Monk	Sanderson
Burleson	Howard	Morrow	Starnes
Burns	Howell	Mullen	Stephens
Cannon	Hubbard	Nipper	Stewart (Calhoun)
Carter	Hughes	Owens	Thompson
Christian	Jeter	Parish	Tompkins
Cockrell	Johnson	Patterson	Wallace
Darden	Jones (Bullock)	Pegues	Ward (Tuscaloosa)
Deloney	Jones (Cleburne)	Pitts	Ware
Desear	Jordan (Etowah)	Poole	Webb
Edwards	Jordan (Washington)	Powell	Weldon
Fite			

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Nays:

Messrs:

Cook	Hampton	Norman	Simpson
Edmundson	Lovelace	St. John	Smith
Goodwyn	Merrill	Shepherd	Vickers
Guy	Miller (Marengo)		

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SPECIAL ORDER

The House proceeded to the consideration of the Special Order which was the Bill:

H. 633. To provide for the erecting, building, repairing, remodeling, or reconstructing, and equipping and outfitting of a Court House for Morgan County, Alabama, in Decatur, Alabama, and to establish for the consummation of such purpose a Court House Commission; and to authorize and empower said Commission to erect, build, repair, remodel, or reconstruct, and equip and outfit a Court House for said County; to make temporary loans in anticipation of the collection of taxes; to invest the Commission with power and authority now held by the Board of Revenue of Morgan County, Alabama, for the purpose of erecting, building, repairing, remodeling, or reconstructing, and equipping and outfitting a Court House; to create and designate the funds from which the cost of said erection, building, repairing, remodeling, or reconstructing, and equipping and outfitting a Court House shall be paid; and to prescribe the powers and duties of said Commission, and the powers and duties of the Board of Revenue of Morgan County, and the County Depository incident to the erecting, building, repairing, remodeling, or reconstructing, and equipping and outfitting of said Court House:

Mr. Burleson moved to recommit the Bill H. 633 to the Standing Committee on Local Legislation. And on motion of Mr. Patterson, the motion of Mr. Burleson was laid on the table.

Yeas, 56; Nays, 34.

Yeas:

Messrs:

Ashcraft	Hampton	Lovelace	Pitts
Baldwin	Harwood	Luck	Poole
Bartlett	Hawkins	McAdory	Rogers (Elmore)
Beebe	Howell	Martin	Rogers (Mobile)
Brunson	Hubbard	Matthews	St. John
Cook	Jeter	Merrill	Sanderson
Deloney	Johnson	Miller (Marengo)	Shepherd
Edmundson	Jones (Bullock)	Monk	Shivers
Fite	Jones (Clebune)	Morrow	Stewart (Calhoun)
Goode	Jordan (Etowah)	Moxley	Tompkins
Goodwyn	Jordan (Washington)	Norman	Tunstall
Green	Kirkpatrick	Owens	Vickers
Grove	Langdon	Parish	Waddell
Guy	Lee	Patterson	Wallace

Nays:

Messrs:

Adcock	Burleson	Desear	Hollis
Allen	Carter	Edwards	Howard
Anderson	Cockrell	Gullatt	Hughes
Bryant	Darden	Hightower	Miller (Sumter)

Molette	Reeder	Smith	Ward (Tuscaloosa)
Mullen	Ringer	Stephens	Ware
Nipper	Sanders (Conecuh)	Stewart (Bibb)	Webb
Pegues	Sanders (Pike)	Thompson	Weldon
Powell	Simpson		

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Mr. Burleson offered the following amendment to the Bill H. 633.

Amend House Bill No. 633 by striking out Sec. 24, and adding in lieu thereof the following:

Sec. 24. If at the time this bill reaches the Governor for his approval there is pending before and filed with the Governor a petition in writing, praying an election to be held in Morgan County, Alabama, for the purpose of determining whether or not the county seat or site shall be removed from the City of Decatur, where it is now located, to the City of Hartselle in said county, then this bill shall not go into effect until fifteen days after the Governor has passed upon said petition, and if the Governor, on said petition, appoints a Board of Commissioners for county seat election then said bill shall not go into effect until fifteen days after such election; and if upon such election the county seat is changed from Decatur, Alabama, to Hartselle, Alabama, or if within fifteen days after such election, in case of no removal, or if within fifteen days, after the Governor passes upon said petition and no commission is appointed, the Board of Revenue of said county begins in good faith to rebuild or repair or provide a court house on the present court house site, then in either of said events said bill shall become null and void, and shall be of no effect. It is expressly understood that this act shall in no way effect or interfere with the rights of the citizens of said county to have an election on the question of removing the court house seat from Decatur to Hartselle, nor the right of the Board of Revenue to rebuild or repair and equip the court house of said county, provided it acts promptly and within fifteen days after the question of removal has been determined.

And on motion of Mr. Patterson the amendment offered by Mr. Burleson was laid upon the table.

Yeas, 53; Nays, 35.

Yeas:

Messrs:

Baldwin	Goode	Howell	Jordan (Washington)
Beebe	Goodwyn	Hubbard	Kirkpatrick
Brunson	Green	Jeter	Langdon
Cook	Grove	Johnson	Lee
Deloney	Guy	Jones (Bullock)	Lovelace
Edmundson	Hampton	Jones (Cleburne)	Luck
Fite	Hawkins	Jordan (Etowah)	McAdory

Martin	Owens	Rogers (Mobile)	Stewart (Calhoun)
Matthews	Parish	St. John	Tompkins
Merrill	Patterson	Sanders (Pike)	Tunstall
Miller (Marengo)	Pitts	Sanderson	Vickers
Morrow	Poole	Shepherd	Waddell
Moxley	Rivers	Shivers	Wallace
Norman			

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*Nays:**Messrs:*

Adcock	Darden	Monk	Smith
Allen	Desear	Mullen	Stephens
Anderson	Edwards	Nipper	Stewart (Bibb)
Bartlett	Gullatt	Pegues	Thompson
Bryant	Hightower	Powell	Ward (Tuscaloosa)
Burleson	Hollis	Reeder	Ware
Carter	Howard	Ringer	Webb
Christian	Hughes	Sanders (Conecuh)	Weldon
Cockrell	Molette	Simpson	

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Mr. Burleson offered the following amendment to the Bill H. 633.

Amend House Bill No. 633 by striking out Sec. 1, and adding in lieu thereof the following:

Sec. 1. A Commission is hereby created in Morgan County, Alabama, to be known as the Morgan County Court House Commission, which commission shall be composed of five resident citizens of said county to be appointed by the Governor upon the approval of this act, and said five commissioners when so appointed, and their successors, shall constitute said Court House Commission, with the rights, powers, duties, authority and privileges herein conferred and prescribed, and shall exist until they have rebuilt, repaired and outfitted a court house, as herein provided.

And on motion of Mr. Patterson the amendment offered by Mr. Burleson was laid upon the table.

Yeas, 52; Nays, 38.

*Yeas:**Messrs:*

Baldwin	Harwood	Lovelace	Pitts
Beebe	Hawkins	Luck	Poole
Brunson	Howell	McAdory	Rivers
Cook	Hubbard	Martin	Rogers (Elmore)
Deloney	Jeter	Matthews	Rogers (Mobile)
Edmundson	Johnson	Merrill	St. John
Fite	Jones (Bullock)	Miller (Marengo)	Sanderson
Goode	Jones (Cleburne)	Morrow	Shepherd
Goodwyn	Jordan (Etowah)	Moxley	Shivers
Green	Jordan (Washington)	Norman	Stewart (Calhoun)
Grove	Kirkpatrick	Owens	Tunstall
Guy	Langdon	Parish	Vickers
Hampton	Lee	Patterson	Waddell

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Nays:

Messrs:

Adcock	Desear	Mullen	Smith
Allen	Edwards	Nipper	Stephens
Anderson	Gullatt	Pegues	Stewart (Bibb)
Bartlett	Hightower	Powell	Tompkins
Bryant	Hollis	Reeder	Wallace
Burleson	Howard	Ringer	Ward (Tuscaloosa)
Carter	Hughes	Sanders (Conecuh)	Ware
Christian	Miller (Sumter)	Sanders (Pike)	Webb
Cockrell	Molette	Simpson	Weldon
Darden	Monk		

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And said Bill:

H. 633. To provide for the erecting, building, repairing, remodeling, or reconstructing, and equipping and outfitting of a court house for Morgan County, Alabama, in Decatur, Alabama, and to establish for the consummation of such purpose a Court House Commission; and to authorize and empower said commission to erect, build, repair, remodel, or reconstruct, and equip and outfit a court house for said county; to make temporary loans in anticipation of the collection of taxes; to invest the commission with power and authority now held by the Board of Revenue of Morgan County, Alabama, for the purpose of erecting, building, repairing, remodeling, or reconstructing, and equipping and outfitting a court house; to create and designate the funds from which the cost of said erection, building, repairing, remodeling, or reconstructing, and equipping and outfitting a court house shall be paid; and to prescribe the powers and duties of said commission, and the powers and duties of the Board of Revenue of Morgan County, and the County Depository incident to the erecting, building, repairing, remodeling, or reconstructing, and equipping and outfitting of said court house.

Was read a third time at length and passed.

Yeas, 61; Nays, 30.

Yeas:

Messrs.:

Ashcraft	Howell	Matthews	Rogers (Mobile)
Baldwin	Hubbard	Merrill	St. John
Beebe	Jeter	Miller (Marengo)	Sanders (Pike)
Brunson	Johnson	Monk	Sanderson
Cook	Jones (Bullock)	Morrow	Shepherd
Deloney	Jones (Cleburne)	Moxley	Shivers
Edmundson	Jordan (Etowah)	Norman	Stewart (Calhoun)
Fite	Jordan (Washington)	Owens	Tompkins
Goode	Kirkpatrick	Parish	Tunstall
Goodwyn	Langdon	Patterson	Vickers
Green	Lee	Pitts	Waddell
Grove	Lovelace	Poole	Wallace
Guy	Luck	Reeder	Ward (Geneva)
Hampton	McAdory	Rivers	Ward (Tuscaloosa)
Harwood	Martin	Rogers (Elmore)	Ware
Hawkins			

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*Nays:***Messrs:**

Adcock	Darden	Miller (Sumter)	Simpson
Anderson	Desear	Molette	Smith
Bartlett	Edwards	Mullen	Stephens
Bryant	Gullatt	Nipper	Stewart (Bibb)
Burleson	Hightower	Pegues	Thompson
Carter	Hollis	Powell	Webb
Christian	Howard	Sanders (Conecuh)	Weldon
Cockrell	Hughes		

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PAIR ANNOUNCED

Yea, Rankin; Nay, Ringer.

And on motion of Mr. Patterson the Bill H. 633 was ordered sent forthwith to the Senate without Engrossment.

CERTIFICATE OF CLERK

To the House of Representatives:

I hereby certify that the H. J. R. hereinafter mentioned was delivered to the executive department on the date and hour named, and that I hold the receipt of the executive department for same.

Delivered to Governor at 3:15 P. M. on July 12, 1927,
H. J. R. 85.

J. H. Stewart,
Clerk.

ADJOURNMENT

On motion of Mr. Goode the House adjourned until Thursday July 14th, 1927 at 10:30 A. M.

THIRTY-SECOND DAY.

House of Reresentatives,
Montgomery, Alabama,
Thursday, July 14th, 1927.

The House met pursuant to adjournment.

PRAYER

The session was opened with prayer by Rev. Dr. Perdue of the City of Montgomery.

ROLL CALL

On a call of the roll of the House the following members answered to their names:

Messrs:			
Mr. Speaker	Goode	Lovelace	Rogers (Mobile)
Adcock	Goodwyn	Luck	St. John
Allen	Graves	McAdory	Sanders (Conecuh)
Anderson	Green	Martin	Sanders (Pike)
Ashcraft	Grove	Matthews	Sanderson
Baldwin	Gullatt	Merrill	Shepherd
Bartlett	Guy	Miller (Marengo)	Shivers
Beebe	Hampton	Miller (Sumter)	Simpson
Brunson	Harwood	Molette	Smith
Bryant	Hawkins	Monk	Starnes
Burleson	Hightower	Morrow	Stephens
Burns	Hollis	Moxley	Stewart (Bibb)
Cannon	Howard	Mullen	Stewart (Calhoun)
Carter	Howell	Nipper	Thompson
Christian	Hubbard	Owens	Tompkins
Cockrell	Hughes	Parish	Tunstall
Cook	Jeter	Patterson	Vickers
Darden	Johnson	Pegues	Waddell
Deloney	Jones (Bullock)	Pitts	Wallace
Denson	Jones (Cleburne)	Poole	Ward (Geneva)
Desear	Jordan (Etowah)	Powell	Ward (Tuscaloosa)
Edmundson	Jordan (Washington)	Quillin	Ware
Edwards	Kirkpatrick	Reeder	Webb
Fite	Langdon	Ringer	Weldon
Frey	Lawler	Rivers	Winn
Golson	Lee	Rogers (Elmore)	

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A quorum was present.

JOURNAL

The Chairman of the Standing Committee on Revision of the Journal made the following report:

REPORT OF STANDING COMMITTEE ON REVISION OF THE JOURNAL

Mr. Speaker:

Your standing committee on Revision of the Journal begs leave to report that said committee has carefully examined the Journal of the House for the 30th legislative day, and finds same correct.

R. G. Langdon,
Chairman.

The report of the committee was concurred in and adopted and the Journal of the 30th legislative day was approved.

LEAVE OF ABSENCE

Was granted to Messrs. Byars, Norman and Rankin for to-day.

REPORT OF COMMITTEE ON ENGROSSED BILLS

Mr. Speaker:

Your Standing Committee on Engrossed Bills begs leave to report that said Committee, in session, has compared the following engrossed bill with the original bill and find same correctly engrossed, to-wit:

H. 391. To provide a general system of legislation pertaining to public roads, highways and bridges, including therein the establishment of a State Highway Department and State Highway Commission; to create the office of Alabama Highway Director in Alabama; to define and regulate the powers, duties and authority of the State Highway Commission and of local authorities, boards of revenue, courts of county commissioners, municipalities, or like governing bodies; to provide authority and empower the board of administration to make agreements and contracts with the State Highway Commission for convict labor and let contracts for signs, advertising, etc., on highways; to define and provide rules of the road, including traffic regulations, penal violations, duties of owners and drivers and the regulation as to size, weight and equipment of motor vehicles moving over, along or upon such roads; to regulate motor busses and trucks, carrying persons or freight for hire, including the power, authority and duties of the Alabama Public Service Commission, in the matter of such regulation and providing penal offenses concerning the matter of such regulation; to provide for the establishment, discontinuance, working and maintenance of public roads, bridges and ferries; to provide for the establishment and maintenance of private roads; to provide for State bonds for construction and maintenance of roads, issue and sale of; Good Roads Day established; offenses concerning toll, bridges, turnpikes and causeways; protecting bridges from floating logs and to provide against injury to mill dams, bridges, canals and road gates; to provide for working of public roads, persons liable and persons exempt from road duty; to provide for railroad tracks, bridges, viaducts and tunnels; and the repeal of all laws and parts of laws in conflict with the provisions of this Act and to repeal all laws and parts of laws concerning public roads, highways and bridges, not embodied in this Act, except such laws pertaining to revenue.

R. C. Wallace,
Chairman.

And the report of the Committee was concurred in and adopted.

REPORT OF STANDING COMMITTEE ON ENROLLED BILLS.

Mr. Speaker:

Your Standing Committee on Enrolled Bills reports that it has examined the following House Bills:

H. 129. To provide for the election of a county superintendent of education for Choctaw County, Alabama, to fix his term of office, to prescribe his salary and the manner of payment, to provide for his giving bond, to define his qualifications, powers and duties and to provide for appointment or election of his successor in office.

Also:

H. 220. To promote the public health, convenience and welfare by leveeing, ditching and draining the wet, swamp and overflowed lands of the State of Alabama; to provide for the establishment of levee or drainage districts and sub-districts thereof, for the purpose of enlarging or changing any natural water-courses and for digging ditches or canals for securing better drainage or providing better outlets for drainage; to provide for building levees or embankments and installing tide gates or pumping plants for the reclamation of overflowed lands, and prescribing a method for so doing; to define offenses against drainage districts and providing penalties therefor; to confer the right of eminent domain to the extent necessary to carry out the purposes of this Act; to provide for the assessment and collection of the costs and expenses of installing drainage systems and issuing and selling bonds therefor, and for the care and maintenance of such improvements when constructed, not in excess of the increased value of such property by reason of the special benefits derived from such improvements.

And finds same correctly enrolled.

Robt. B. Harwood,
Chairman.

SIGNING OF BILLS.

The Speaker of the House in the presence of the House, immediately after the titles had been publicly read by the Clerk, the reading at length having been dispensed with by a two-thirds vote of a quorum present, signed the Bills, the titles to which are set out in the above and foregoing report of the Standing Committee on Enrolled Bills.

MESSAGE FROM THE SENATE.

Mr. Speaker:

The Senate has passed the following House Bill and returns same herewith to the House:

H. 585. To make appropriation of three hundred thousand (\$300,000.00) dollars, or so much thereof as may be necessary, out of any funds in the State Treasury, not otherwise appropriated, to defray the expenses the present session of the Legislature.

J. E. Speight,
Secretary.

RESOLUTIONS

The following Resolutions were introduced:

By Mr. Jordan of Etowah:

H. J. R. 90. Whereas, the Legislature of Alabama is now enacting the Revenue Bill that will furnish the Revenues with which to run the Departments and Institutions of the State for the next four years;

Whereas, it should be shown to the tax payers of Alabama the necessity for the raising of the money contemplated in the Revenue Bill and that it will be spent judiciously for the good of the whole State.

Now Therefore be it Resolved by the House, the Senate concurring, that a Committee of five members to consist of three members from the House and two members from the Senate, be appointed by the presiding officers of each House, whose duty it shall be to make a thorough investigation and audit of all Departments of the State and report in writing to the Legislature the cost and expense of each Department and make such recommendations to the Legislature as they may see proper.

And the Resolution was referred to the Standing Committee on Rules.

By Mr. Goodwyn:

H. R. 91. Resolved by the House, That House Bills No. 275, To amend Section 559 of the Code (Relates to Coroners), and House Bill 276, To amend Section 4569 of the Code (Relates to Coroners), and H. B. 277, To amend Section 156 of the Code (Relates to Coroners), be made special paramount, continuing orders in the order named for the 31st Legislative Day immediately after the reports of Standing Committees.

And the Resolution was referred to the Standing Committee on Rules.

By Mr. Ware:

H. R. 92. Resolved that House Bill 611, entitled an Act to levy a license tax upon any person, firm or corporation owning, controlling or operating a chain of stores where wares, goods and merchandise are retailed, to fix the amount of such license tax and to define a "chain of stores," be made a special paramount

continuing order for the 33rd Legislative Day immediately after the report of Standing Committees.

And the Resolution was referred to the Standing Committee on Rules.

INTRODUCTION OF BILLS.

On a call of Counties, Bills were introduced, severally read one time and referred to appropriate Standing Committees, as follows:

By Mr. Johnson (by request):

H. 800. To amend Section 8425 of the 1923 Code of Alabama relating to license from Insurance Commissioner; conditions of issuing.

Insurance and Insurance Companies.

By Mr. Johnson (by request):

H. 801. To authorize and regulate the granting of insurance upon the lives of children by fraternal benefit societies and to provide the rates of contribution and the maintenance of reserves thereon and the designation and changing of beneficiaries therein.

Insurance and Insurance Companies.

By Mr. Cockrell (with notice and proof):

H. 802. To alter and re-arrange the boundary lines of the Town of Ashland, Alabama, so as to include within the corporate limits of said town the territory described in Section one of this Bill.

Local Legislation.

Notice and Proof H. 802.

PUBLIC NOTICE.

Notice is hereby given that an application will be made to the present Legislature of Alabama to enact a law altering and rearranging the boundaries of the Town of Ashland, Alabama. The Bill sought to be introduced and enacted will be in substance as follows:

A BILL.

To be entitled an Act to alter and re-arrange the boundary lines of the Town of Ashland, Alabama, so as to include within the corporate limits of said Town the territory described in Section One of this Bill:

Be it enacted by the Legislature of Alabama:

Section 1. That from and after the passage of this Act the boundary lines of the Town of Ashland, Alabama, shall be altered and re-arranged so as to include within the corporate limits of the Town of Ashland, Alabama, all that territory lying within the county of Clay included within the boundaries herein set out, to-wit: Beginning at the Southwest corner of the Southeast fourth of the Northeast fourth of Section Seventeen, in Township Twenty, south of Range Eight, east; thence North 220 yards; thence West 1320 yards; thence South 220 yards; thence West 440 yards;

thence South 440 yards; thence West 440 yards; thence South 440 yards; thence West 220 yards; thence South 1320 yards; thence East 220 yards; thence South 440 yards; thence East 220 yards; thence South 440 yards; thence East 440 yards; thence South 220 yards; thence East 1980 yards; thence North 220 yards; thence East 440 yards; thence North 440 yards; thence East 220 yards; thence North 1980 yards; thence West 220 yards; thence North 440 yards; thence West 440 yards; thence North 220 yards; thence West 440 yards to the point of beginning.

Section 2. Be it further enacted that the territory described in Section 1 be, and the same is hereby, included within the corporate limits of the Town of Ashland, Alabama, a municipal corporation, in Clay County, Alabama.

Section 3. Be it further enacted that all laws or parts of laws in conflict with this Act be and the same are hereby repealed.

State of Alabama, }
Clay County. }

Before me, A. L. Crumpton, a Notary Public in and for said state and county, personally appeared B. W. Sims, who, being first duly sworn, deposes and says that he is publisher of the Ashland Progress, a newspaper of general circulation published at Ashland in Clay County, Alabama, and which is a weekly newspaper; that notice of a bill to alter and re-arrange the boundaries of the Town of Ashland, Alabama, a copy of which notice is hereto attached and made a part hereof as fully as though herein set out, was inserted in said Ashland Progress and has been published and has appeared regularly in four consecutive weekly issues of said paper, namely: In the issues of June 16th, June 23rd, June 30th and July 7th, 1927.

B. W. Sims.

Sworn to and subscribed before me this 8th day of July, 1927.

A. L. Crumpton,
Notary Public.

By Mr. Darden (with Notice and Proof):

H. 803. To require the Commissioners' Court of Coosa County, Alabama, to publish in some newspaper published in said county for one week, a certified copy of the minutes of each regular, special, called adjourned or revenue terms of said court, and if no newspaper is published in the county then to post certified copies of the minutes of said terms at the court house, and at the post offices at Goodwater, Kellyton, Nixburg, Equality, Weogufka and Marblevalley, in said County, to require the chairman or presiding officers by whatever name known or called of the Commissioners' Court of said county to make out said certified copy and deliver the same to the editor or publisher of some newspaper in said county, and to post certified copies of minutes at points in said county designated in this act, should there be no newspaper published in said county, or should newspapers fail or refuse to publish the same, and to provide compensation for publishing certified copies said minutes and for making the same by the chairman of the Commissioners' Court, and to provide a penalty for failing to comply with the provision of this act.

Local Legislation.

Notice and Proof H. 803.

LEGAL NOTICE.

To whom it may concern:

Notice is hereby given that a local bill for Coosa County, Alabama, will be introduced at the present session of the Alabama Legislature the substance of which bill will be to require the Commissioners Court of Coosa County, Alabama, to publish the minutes of its proceedings at each regular, special and adjourned term in a newspaper printed and published in said county; to provide for furnishing copy to the publisher of such newspaper for publication; and to provide compensation out of the treasury of said county for furnishing such copy and for publishing same.

John A. Darden,
Member of the House of Representatives from Coosa County
in Alabama Legislature.

State of Alabama, }
Coosa County. }

Persoally appeared before me, the undersigned authority in and for said County and State, W. P. Pruitt, who first being duly sworn doth depose and say on oath:

That he is the owner, publisher and editor of The Rockford Chronicle, a weekly newspaper published and printed in Rockford, Coosa County, Alabama; that the attached notice of a local bill was published in four consecutive issues of said newspaper being the issues bearing dates of April 7th, 14th, 21st and 28th, 1927.

W. P. Pruitt.
Subscribed and sworn to before me this the 7th day of June, 1927.

Henry A. Teel,
Notary Public, Coosa County, Alabama.

By Mr. Moxley (with Notice and Proof) :

H. 804. To alter and re-arrange the boundaries of the Town of Brantley in Crenshaw County, Alabama.

Municipal Organization.

Notice and Proof H. 804.

NOTICE.

Notice is hereby given of intention to introduce a Bill in the session of the Legislature of Alabama which convened June 7, 1927.

The purpose and substance of this Bill will be to alter or re-arrange the boundary lines so as to enlarge the corporate limits of the Town of Brantley, Alabama, to describe such boundary lines, to fix the corporate limits, and to describe the territory embraced within the corporate limits of said town.

Respectfully submitted,
J. B. Moxley,
Representative of Crenshaw County.

AFFIDAVIT OF PUBLICATION.

I, J. M. McLendon, Business Manager of the Luverne Journal, published weekly at Luverne, Ala., do solemnly swear that a copy of the above notice, as per clipping attached, was published 4 times in the regular and entire issue of said newspaper, and not in any supplement thereof, for 4

consecutive issues, commencing with the issue dated June 16th, 1927, and ending with the issue dated July 7th, 1927.

Subscribed and sworn to before me this 13th day of July, 1927.

H. R. Shown,
Notary Public.

By Mr. Hughes:

H. 805. To amend Section One of Article 11 of an Act entitled "An Act to provide a Complete Educational System for the State of Alabama," approved September 26, 1919.

Education.

By Mr. Frey:

H. 806. To provide for the commitment of veterans of any war, military occupation or expedition, who are of unsound mind, to a United States Veterans' Bureau hospital for restraint, care and treatment.

Military.

By Mr. Simpson:

H. 807. To provide for the protection in use of the corporate names of corporations incorporated under and authorized to do business in the State of Alabama under the laws of the State of Alabama.

Judiciary.

By Mr. Lee:

H. 808. "An Act to provide a code of laws defining the powers of municipal corporations in this state with respect to the construction and maintenance of public improvements and betterments and the assessment of the whole or any part of the cost thereof against the abutting property, or property specially benefited or increased in value by reason of such improvements, and to repeal all laws in conflict with the same."

Banks and Banking.

By Mr. Lee:

H. 809. A Bill to be entitled an Act, To provide for and submit to the qualified electors of the State of Alabama an amendment to the Constitution of Alabama; and ordering an election by the qualified voters of the State of Alabama upon such proposed amendment, such election to be held on the second Tuesday next after the expiration of three months from the date of the final adjournment of this session of the Legislature.

Be it enacted by the Legislature of Alabama:

Section 1. That the following amendment to the Constitution of Alabama is hereby proposed and an election by the qualified electors of the State is hereby ordered upon such proposed amendment, and the day appointed for such election is the second Tuesday next after the expiration of three months from the date of the final adjournment of the present session of the Leg-

islature at which this amendment is proposed. The amendment is as follows:

All cities, towns, villages and other municipal corporations in this State are hereby authorized to issue bonds without a vote of the qualified voters of such city, town, village or other municipal corporation, or procure means to pay for the entire cost of all improvements where the cost of such improvements is assessed or is proposed to be assessed in whole or in part against property abutting upon such improvements or benefited or served or increased in value by reason of such improvements, under authority of any law now in effect or hereafter enacted. Any laws enacted by the Alabama Legislature of 1927 shall be valid and have effect under this amendment to the same extent as if such laws had been enacted subsequent to the adoption of this amendment.

Section 2. That notice of the election hereby ordered together with the amendment hereby proposed shall be given by a proclamation of the Governor which shall be published in one newspaper once a week in each county in the State for at least eight successive weeks next preceding the day hereby appointed for such election.

Section 3. The expenses of the election herein provided for and the cost of the publication of the notices shall be paid out of the State Treasury in the same manner as the expenses of other elections are paid.

The above and foregoing bill proposing an amendment to the Constitution was read one time at length and referred to the Standing Committee on Constitution and Constitutional Amendments.

By Mr. Rogers, of Mible:

H. 810. To amend Section 11 of, "an Act to provide and create a commission form of government and to authorize the adoption of the same in all cities and towns in the State of Alabama which now are not, or hereafter may not be, within the influence or operation of any other valid legislative enactment authorizing or adopting such form of government; to regulate the selection, and election of commissioners and their terms of office and retention in and recall from office; to provide for the selection of one commissioner as mayor, and the retention in office of certain officials; to fix the powers, duties and compensation of such commissioners; to punish improper conduct in connection with elections and petitions hereunder; to abolish boards of public works, police commissioners, councilmen, aldermen, and certain other city and town officials of such municipalities as adopt

the said form of government; and generally to authorize and provide for the creation and maintenance of said commission form of government," approved April 8, 1911.

Local Legislation.

By Mr. Starnes (with Notice and Proof):

H. 811. To provide that in St. Clair County, Alabama, the Assessment Lists or sheets shall constitute the book of assessments as required by the general revenue law.

Local Legislation.

Notice and Proof H. 811:

NOTICE.

Is hereby given that the following bill will be introduced at the 1927 session of the Legislature of Alabama, to-wit:

A Bill to be entitled an Act to provide that in St. Clair County, Alabama, the Assessments Lists or sheets shall constitute the book of assessments as required by the general revenue law.

Be it enacted by the Legislature of Alabama:

That on and after the passage and approval of this act that in St. Clair County, Alabama, the Tax Assessor shall not be required to prepare a book of assessments as provided for in the general revenue law but in lieu thereof shall be required to arrange in alphabetical order, according to beats, the original assessment lists and cause the same to be permanently bound, and such assessment lists, when bound, shall constitute the Books of Assessments as provided by law, such assessment lists when bound shall be preserved by the same as assessment books. Provided, further, that in making the Tax Collector's abstracts, such abstracts shall be made direct from the assessment lists. All laws and parts of laws in conflict with this act are hereby repealed.

Frank M. Morris.

State of Alabama, }
St. Clair County. }

Personally appeared before the undersigned authority, B. B. Cather, who being by me first duly sworn doth depose and state; that he is the owner and publisher of the Southern Aegis, a newspaper published, at Asheville, in said county and state; that the notice of the proposed bill to make the original assessments of property returned or listed for taxation, in said county, the official record of such assessments was published in said newspaper on the following dates, to-wit: June 2, 1927; June 9, 1927; June 16, 1927, and June 23, 1927; a copy of which published notice is hereto attached.

Sworn and subscribed to before me this the 12th day of June, 1927.

B. B. Cather,

Irene E. Hodges,
Notary Public.

Owner and Publisher of Southern Aegis.

By Mr. Ward, of Tuscaloosa:

H. 812. A Bill to be entitled an Act to propose an amendment to Section 225, Article XII, of the Constitution of Alabama, so as to authorize Cities and Towns of two thousand five hundred population and over to become indebted in the same amount and for the same purposes as Cities and Towns of six thousand

population and over may now become indebted as now set forth in said Section 225 of the Constitution; also to extend the purposes for which said indebtedness may be created as set forth in said Section so as to include the purchase of Real Estate upon which to construct school houses, and the construction and improvement of school houses; also to order an election by the qualified electors of the State upon such proposed amendment to be held on the first Tuesday after the expiration of three months from and after the final adjournment of the present session of the Legislature.

Be it enacted by the Legislature of Alabama:

Section One. The following amendment to Section 225 of the Constitution of Alabama is hereby proposed to be submitted to the qualified electors of Alabama for their consideration as is hereinafter set forth. Section 225, Article XII of the Constitution be amended so as to read as follows:

Section 225. No City, Town, or other municipal corporation, having a population of less than Two Thousand Five Hundred, except as hereafter provided, shall become indebted in an amount, including present indebtedness, exceeding five per centum of the assessed value of the property therein, except for the construction of or purchase of water works, gas or electric lighting plants, or sewerage, or for the improvement of streets, or for the purchase of Real Estate upon which to construct school houses, or for the construction and improvement of school houses, for which purposes an additional indebtedness not exceeding three per centum may be created; provided, this limitation shall not affect any debt now authorized by law to be created, nor any temporary loans to be paid within one year, made in anticipation of the collection of taxes, not exceeding one-fourth of the annual revenues of such City or Town. All Towns and Cities having a population of Two Thousand Five Hundred, or more are hereby authorized to become indebted in an amount, including present indebtedness, not exceeding seven per centum of the assessed valuation of the property therein; provided that there shall not be included in the limitation of the indebtedness of such last described Cities and Towns the following classes of indebtedness, to-wit: Temporary loans to be paid within one year, made in anticipation of the collection of taxes, and not exceeding one-fourth of the general revenue; bonds or other obligations already issued, or which may hereafter be issued for the purpose of acquiring, providing, improving or constructing school houses, water works and sewers; and obligations incurred and bonds issued for street or side-walk improvements, (a) where the cost of the same, in whole or in part, is to be assessed against the property abutting said improvements; provided that

the proceeds of all obligations issued as herein provided, in excess of said seven per centum shall not be used for any purpose other than that for which said obligations were issued. Nothing contained in this article shall prevent the funding or refunding of existing indebtedness. This Section shall not apply to the Cities of Sheffield and Tuscumbia.

Section Two. An election by the qualified electors of the State upon said proposed amendment is hereby ordered to be held on the first Tuesday after the expiration of three months from and after the final adjournment of the present session of the Legislature at which this said amendment is proposed. Notice of the election hereby ordered, together with the amendment hereby proposed, shall be given by proclamation of the Governor, which shall be published in one newspaper in each County in the State for at least eight consecutive weeks next preceding the day hereby appointed for such election.

Section Three. At the election hereby ordered to be held as herein provided, the qualified electors shall vote on said proposed amendment; and on the official ballot printed for such election there shall be printed the following, viz: "Shall Section 225, Article XII of the Constitution of the State of Alabama be amended so as to read as follows:"

Section 225. No City, Town, or other municipal corporation, having a population of less than Two Thousand, five hundred except as hereafter provided, shall become indebted in an amount including present indebtedness, exceeding five per centum of the assessed value of the property therein, except for the construction of or purchase of water works, gas or electric lighting plants, or sewerage, or for the improvement of streets, or for the purchase of Real Estate upon which to construct school houses, or for the construction and improvement of school houses, for which purposes an additional indebtedness not exceeding three per centum may be created; provided, this limitation shall not affect any debt now authorized by law to be created, nor any temporary loans to be paid within one year, made in anticipation of the collection of taxes, not exceeding one-fourth of the annual revenues of such City or Town. All towns and cities having a population of Two Thousand five hundred or more are hereby authorized to become indebted to an amount, including present indebtedness, not exceeding seven per centum of the assessed valuation of the property therein; provided that there shall not be included in the limitation of the indebtedness of such last described Cities and Towns the following classes of indebtedness, to-wit: temporary loans to be paid within one year, made in anticipation of the collection of taxes, and not exceeding one-fourth of the general revenue; bonds or other obligations already issued,

or which may hereafter be issued for the purpose of acquiring, providing, improving or constructing school houses, water works and sewers; and obligations incurred and bonds issued for street or side-walk improvements, (a) where the cost of the same, in whole or in part, is to be assessed against the property abutting said improvements; provided that the proceeds of all obligations issued as herein provided, in excess of said seven per centum shall not be used for any purpose other than that for which said obligations were issued. Nothing contained in this article shall prevent the funding or refunding of existing indebtedness. This Section shall not apply to the Cities of Sheffield and Tuscumbia.

"Yes....." "No....."

The choice of the electors shall be indicated by a cross mark made by him or under his direction, opposite the words expressing his desire.

Section Four. Officers to hold such election shall be the same and shall be appointed in the same manner and by the same officials as now provided by the election laws of the State for the appointment of Officers to hold elections in this State, and the election shall be held in all things in accordance with this Act, the law governing general elections, and the constitutional provisions concerning amendments to the Constitution.

Section Five. The votes cast at such election shall be canvassed, tabulated, and returns thereof made to the Secretary of State, and counted in the same manner as in elections for representatives to the Legislature; and if it shall thereupon appear that a majority of the qualified electors who voted at such election upon the proposed amendment voted in favor of the same, such amendment shall be valid to all intents and purposes as a part of the Constitution of the State of Alabama. The result of such election shall be made known by a proclamation of the Governor.

The above and foregoing Bill proposing an amendment to the Constitution was read one time at length and referred to the Standing Committee on Constitution and Constitutional Amendments.

By Mr. Winn:

H. 813. To amend Section 8832 of the Code of Alabama.
Judiciary.

BILLS ON SECOND READING.

Mr. Simpson, Chairman of the Standing Committee on Judiciary, reported that said Committee in session had acted on the following bills and ordered same returned to the House with a favorable report:

H. 485. To amend Section 7918 of the Code of Alabama, 1923.

H. 486. To amend Section 7951 of the Code of Alabama, 1923.

H. 487. To amend Section 8603 of the Code of Alabama, 1923.

H. 491. To provide for the creation of a commission on uniform State laws, the appointment of commissioners thereto, and an annual contribution to the support of the National Conference of Commissioners on Uniform State Laws.

H. 492. To amend Section 7920 of the Code of Alabama, 1923.

H. 494. To amend Section 7919 of the Code of Alabama, 1923.

H. 495. To amend Section 10288 of the Code of Alabama, 1923.

H. 501. To provide a fund for support of a law library for the circuit court in counties of two hundred thousand or more inhabitants, without appropriations from the State or county treasury.

H. 502. To amend Section 6996 of the Code of Alabama, 1923.

H. 772. To amend Section 3040 and Section 3048 of the Code of Alabama of 1923.

S. 219. To amend Section 4622 of the Code of Alabama, 1923.

S. 215. To amend Section 4778 of the Code of Alabama, 1923.

S. 204. To prohibit the transportation of any of the liquors or beverages, the sale or possession, or transportation of which is now prohibited by law in Alabama, in quantities of five gallons or more, and to fix a penalty therefor.

By Mr. Ware, Chairman of the Standing Committee on Appropriations, reported that said Committee in session had acted on the following bills and ordered same returned to the House with a favorable report:

H. 720. To make an appropriation to the Southern Industrial Institute for the purpose of constructing and equipping buildings at said school and for the maintenance of said institution.

H. 781. To make appropriation for the ordinary expenses of the State, and for interest on the public debt.

Mr. Allen, Chairman of the Standing Committee on Agriculture, reported that said Committee in session had acted on

the following bills and ordered same returned to the House with a favorable report:

H. 765. To provide for refunding of money paid to drainage districts for bonds or securities issued by them under the provisions of an invalid act or law and to provide for the raising of funds therefor.

H. 766. To ratify, confirm and validate the corporate existence and corporate powers of all drainage districts heretofore organized as bodies corporate under the statutes of Alabama providing for the creation of drainage districts and organizing them into corporations, but which statutes have been declared invalid.

H. 767. To validate certain bonds heretofore issued by drainage districts in Alabama.

H. 768. To authorize drainage districts and sub-districts thereof now, heretofore or hereafter created to issue bonds for the payment of indebtedness now, heretofore or hereafter incurred; to provide for the assessment or reassessment against the lands and other property in such districts, and to provide for the collection of costs and expenses of installing and maintaining of levees and drainage systems now, heretofore or hereafter created not to exceed the increased value of such lands by reason of special benefits derived from such improvements, and to provide for the selling of bonds therefor, original or refunding, not to exceed the increased value of the property by reason of special benefits derived from such improvements.

H. 775. To prohibit the abandonment of a planted or growing crop or crops, to prescribe notice of intention to abandon such crop or crops, to prescribe the method of giving bond in case of abandonment, and to fix punishment for the unlawful abandonment of such crop or crops.

Mr. Waddell, Chairman of the Standing Committee on Constitution and Constitutional Amendments, reported that said committee in session had acted on the following bill and ordered same returned to the House with a favorable report:

H. 713. To repeal an act, entitled "An Act to provide for the election and appointment of a County Superintendent of Education for Marion County, Alabama, to fix his or her term of office, fix the qualifications, the compensation and the successor in said office," approved on September 24, 1923.

The above and foregoing bills were severally read a second time and placed on the calendar.

Mr. Allen, Chairman of the Standing Committee on Agriculture, reported that said Committee in session had acted on the

following bills and ordered same returned to the House with an adverse report:

H. 222. To further protect the liens of landlords of agricultural lands for rent or advances on crops grown on rented premises by recording notice of the relation of landlord and tenant existing.

H. 422. To require all public ginnerers of this State to keep a separate book or record of all cotton ginned by them grown or raised in any other county of this State other than the county in which the gin is located, and to furnish free of charge to the agent, officer or person appointed or designated to make or take census or report and to provide no report shall be made by agent, person or officer of the county where gin is located of cotton grown or raised in any other county of this State on cotton ginned in this State, and to provide a penalty for failing to comply with the provisions of this act.

H. 617. To enable cattle raisers in counties in Alabama now under quarantine on account of cattle ticks, to sell their cattle for immediate slaughter by January 1, 1928; to authorize courts of county commissioners or boards of revenue of said counties to provide necessary dipping vats; to prescribe the duties of the Probate Judge, the State Board of Agriculture, the State Veterinarian and the State Livestock Inspectors and to provide penalties for violation of this Act or the Regulations of the State Board of Agriculture.

H. 648. To provide for the establishment and maintenance of quarantine stations or areas in Counties which have been quarantined under the provisions of Section 6 of Article 37 of the Agricultural Code of Alabama; to provide for the selection, qualification, and salary of the person to be placed in control of such station or area; to provide for the confinement and dipping of livestock within such stations or areas; to provide for the shipping from such Counties of live stock which has been confined and dipped within such stations or areas; and to provide for the removal from Office of the person in control thereof, and damages to be paid by him to any person damaged by his acts.

The above and foregoing bills were severally read a second time and placed on the adverse calendar.

MESSAGE FROM THE SENATE.

Mr. Speaker.

The Senate has passed the following House Bills and returns same herewith to the House.

H. 458. To provide for the election of a county superintendent of Education of Randolph County, Alabama, by the qualified electors of said County, to prescribe the qualifications and duties of such officer, and the length of time he shall hold office and to fix his compensation and to provide for the election of his successor in office.

H. 600. To amend Section 22 of an Act "to provide and create a Commission form of Municipal Government and to establish same in all cities of Alabama which now have or which may hereafter have a population of as much as twenty-five thousand and less than fifty thousand people, according to the last federal census, or any such census which may hereafter be taken; to regulate the selection and election of Commissioners and their terms of office to fix their powers, duties and compensation, to punish improper conduct in connection with elections and petitions hereunder; to abolish police commissioners, aldermen and certain other city officials, and otherwise provide for the creation and maintenance of said commission form of government." approved Sept. 18, 1923.

H. 306. To prescribe the duties and fix the compensation of the deputy solicitor of Choctaw County, Alabama, and to repeal all laws and parts of laws in conflict with this Act.

H. 548. For the relief of D. B. Chambliss, former sheriff of Autauga County, Alabama.

H. 549. For the relief of R. P. Barnes, clerk of the inferior court of Autauga County, Alabama.

J. E. Speight,
Secretary.

MESSAGE FROM THE SENATE.

Mr. Speaker:

The Senate has amended as therein shown and, as amended, has passed the following House Bill:

H. 359. In reference to and to further provide for the general revenue of the State of Alabama.

And returns same herewith to the House.

J. E. Speight,
Secretary.

Mr. Tompkins moved that the House remain in session until final disposition of the Senate amendment to the Bill H. 359.

Mr. Long (Mr. Waddell, presiding) moved to table the motion of Mr. Tompkins. And the motion to table was lost.

Yeas, 42; nays, 59.

*Yeas:**Messrs:*

Mr. Speaker	Green	Lovelace	Rogers (Elmore)
Beebe	Grove	Luck	Rogers (Mobile)
Christian	Guy	Martin	St. John
Cook	Hampton	Merrill	Sanderson
Darden	Hawkins	Morrow	Shepherd
Deloney	Jeter	Moxley	Simpson
Desear	Johnson	Patterson	Vickers
Edmundson	Jordan (Etowah)	Pitts	Waddell
Goode	Kirkpatrick	Poole	Wallace
Goodwyn	Lawler	Powell	Winn
Graves	Lee		

*Nays:**Messrs:*

Adcock	Fite	McAdory	Sanders (Conecuh)
Allen	Frey	Matthews	Sanders (Pike)
Anderson	Golson	Miller (Marengo)	Smith
Ashcraft	Gullatt	Miller (Sumter)	Starnes
Baldwin	Harwood	Molette	Stephens
Bartlett	Hightower	Monk	Stewart (Bibb)
Brunson	Hollis	Mullen	Stewart (Calhoun)
Bryant	Howard	Nipper	Thompson
Burleson	Howell	Owens	Tompkins
Burns	Hubbard	Parish	Ward (Geneva)
Cannon	Hughes	Pegues	Ward (Tuscaloosa)
Carter	Jones (Bullock)	Quillin	Ware
Cockrell	Jones (Cleburne)	Reeder	Webb
Denson	Jordan (Washington)	Ringer	Weldon
Edwards	Langdon	Rivers	

And the motion of Mr. Tompkins prevailed.

SENATE MESSAGE.

Mr. Long, the Speaker of the House (Mr. Waddell, presiding) moved that the House non-concur in the Senate amendment to the Bill:

H. 359. In reference to and to further provide for the general revenue of the State of Alabama.

Said Senate amendment to the Bill H. 359 being as follows:

Amend Section 3 of House Bill 359 as follows:

Section 3. Amend line 2 on page 8 of the re-printed bill by striking out the words and figures "Three (\$3.00) Dollars" and in lieu thereof inserting the words and figures "Two (\$2.00) Dollars."

Amend House Bill 359, Section 12 as follows:

By adding after words: "practicing his or her profession" at end of first line of the printed bill, the following words: "or any person, firm or corporation selling or dispensing spectacles or eye glasses in any form."

Amend House Bill 359 by striking therefrom Section Two (2) and substituting in lieu thereof the following:

Section 2. In addition to all other taxes of every kind now imposed by law or otherwise imposed by this Act, there is hereby levied a license or privilege tax upon each person, firm or corporation engaged in the business of operating a railroad in the State of Alabama for the privilege of engaging in such business; said license tax or privilege tax shall be due and payable annually in advance on the first day of October of each year, and shall be in a sum equal to two and one-half ($2\frac{1}{2}$) per cent of the gross receipts of such railroad from all the intrastate business of such railroad within the State of Alabama during the preceding year; the gross intrastate earnings to be determined by the amount received from intrastate business and from business originating at points in Alabama destined to other points in Alabama, although carried through another State, said last named earnings to be apportioned on the basis of earning per mile carried. Provided, however, that this section shall not apply to what is commonly known and called street railways or to any independently owned and operated railroad whose gross receipts did not exceed three hundred thousand dollars during the preceding year, or which is less than fifteen miles in length, when such railroad is not owned, operated or controlled directly or indirectly by any other railroad corporation, and if one line of railroad is owned, controlled or operated by another railroad company owning, operating or controlling railroad trackage within this State then the gross intrastate receipts and mileage during the preceding fiscal year or both or all of such lines shall be added together to determine whether any of such lines are within the exception:

2A. In addition to all other taxes of every kind now imposed by law or otherwise imposed by this Act, there is hereby levied a license or privilege tax upon each person, firm, or corporation, engaged in the telegraph business in the State of Alabama for the privilege of engaging in such business; said license or privilege tax shall be due and payable in advance on the first day of October of each year, and shall be in a sum equal to two and one-half ($2\frac{1}{2}$) per cent of the gross receipts of such telegraph business from all the intrastate business within the State of Alabama during the preceding calendar year; the gross intrastate earnings shall be determined by the amount received from intrastate business and from messages originating at points in Alabama destined for delivery at other points in Alabama, although transmitted through another State, said last named earnings to be apportioned on the basis of earning per mile transmitted.

2-B. In addition to all other taxes of every kind imposed by law or otherwise imposed by this Act, there is hereby levied a license or privilege tax upon each person, firm or corporation, engaged in the telephone business in the State of Alabama for the privilege of engaging in such business said license or privilege tax shall be due and payable annually in advance on the first day of October of each year, and shall be in a sum equal to two and one half ($2\frac{1}{2}$) per cent of the total gross receipts over and above \$50,000.00 of such telephone company from the intrastate business within the State of Alabama during the preceding calendar year; the gross intrastate earnings to be determined by the amount received from intrastate business and from messages originating at points in Alabama destined to other points in Alabama, although carried through another State, said last named earnings to be apportioned on the basis of earnings per mile transmitted.

2-C. In addition to all other taxes of every kind now imposed by law or otherwise imposed by this Act, there is hereby levied a license or privilege tax upon each person, firm or corporation, engaged in the business of operating an express company in the State of Alabama for the privilege of engaging in such business; said license or privilege tax shall be due and payable annually in advance on the first day of October of each year, and shall be in a sum equal to two and one-half ($2\frac{1}{2}$) per cent of the gross receipts of such express companies from all the intrastate business within the State of Alabama during the preceding calendar year.

2-D. In addition to all other taxes of every kind now imposed by law or otherwise imposed by this Act, there is hereby levied a license or privilege tax upon each person, firm, corporation, agent or officer, engaged in the business of manufacturing and selling hydro-electric power in the State of Alabama for the privilege of engaging in such business; said licenses or privilege tax shall be due and payable in advance on the first day of October of each year, and shall be in a sum equal to two-fifths of a Mill ($2\text{-}5$) upon each kilowatt hour of hydro-electric power manufactured and sold during the preceding calendar year.

2-E. Every person, firm, corporation, co-partnership, joint stock company or association of persons engaged in the business of operating a coal mine in the State of Alabama shall pay to the State a license or privilege tax, by the twentieth of each month, for the privilege of operating such mines during the current month in which such payment is due, an amount equal to 2 1-2 cents per ton on all coal mined during the preceding month in which said mine is operated, according to the run of the mine, whether such mine be an open mine or an underground mine, but no such tax shall be paid to any county in the State.

Railroad weights shall govern in determining the amount of coal mined, if said coal is loaded on railroad cars. That Schedule Sixty-six (66) of Section 361 of Acts 1919, page 282, be and the same is hereby repealed.

2-F. Every person, firm, corporation, co-partnership, joint stock company or association engaged in the business of mining iron ore or operating an iron ore mine in the State of Alabama shall pay to the State of Alabama a license or privilege tax, by the twentieth of each month, for the privilege of operating said iron ore mine during the current month in which such payment is due, an amount equal to 4 1-2 cents per ton on all iron ore mined during the last preceding month in which said mine was operated according to the run of the mine, whether such mine be an open mine or an underground mine, but no such tax shall be paid to any county in this State. Railroad weights shall govern where said iron ore is loaded on railroad cars, in determining the amount of iron ore mined. Schedule 67 of Section 361 of Acts 1919, page 282 is hereby expressly repealed.

2-G. Every person, firm, corporation, partnership, joint stock company or association engaged in the business of operating a mine, a quarry, sand and gravel pits, slag pile or slag pits for the mining or quarrying of slag, minerals or mineral products, except, however, coal and iron ore, in this State shall pay to the State Treasurer for the use of the State a license or privilege tax for the privilege of operating such mine, quarry or pit in an amount equal to three (3) per cent of the net value of the mine, quarry or pit of the products taken therefrom, whether such mine, quarry or pit be an open or underground mine, quarry or pit. In arriving at said net value, all costs of mining, quarrying, loading and preparation for market shall be deducted and in no event shall said privilege license tax exceed in amount a reasonable royalty on such products. This privilege or license tax must be paid by the 20th day of each month for the privilege of operating such mine, quarry or pit during the current month in which such payment is due, provided, however, that no county in the State shall levy this character of tax. Railroad weights shall govern in determining the amount where said products are loaded in railway cars.

2-H. Any person, firm, corporation, co-partnership, joint stock company or association, who engages in the business of operating cars usually termed sleeping, palace, parlor, chair, buffet, cars or by whatever name called shall be deemed to be a sleeping car company or association engaged in the business of operating or running sleeping cars (except railroads operating their own sleeping cars and diners) and doing business in the State of Alabama shall pay in advance on the first day of Janu-

ary of each year to the State of Alabama a license or privilege tax in the sum of Twenty Thousand (\$20,000.00) Dollars. All laws and parts of laws in conflict with the provisions of this section are hereby expressly repealed.

2-J. Every person, firm, company, corporation or association of persons, who sells cigars, cigarettes, cheroots, or any substitute therefor, within the State of Alabama, shall pay to this State for State purposes only, a license or privilege tax of an amount equal to fifteen per cent (15%) of the wholesale sales price of such cigars, cigarettes, cheroots, or any substitute therefor sold within this State; provided that if any person, firm, corporation or association of persons shall include in any sale of goods, wares or merchandise, any cigars, cigarettes, cheroots, or any substitute therefor enumerated herein, or shall give with the purchase of any goods, wares or merchandise any cigars, cigarettes, cheroots, or any substitute therefor enumerated herein, there shall be paid as a license or privilege tax hereunder an amount equal to fifteen per cent of the amount for which such goods, wares or merchandise is sold.

(a) The payment of the tax as imposed by this section shall be based on the wholesale selling price of the articles enumerated herein, and only one sale made of the same article within the State shall be used in computing the amount of the tax due.

(b) Where the wholesale price or selling price is referred to in this section as the basis for computing the amount of tax required to be paid on any of the articles named herein, it is intended to mean the wholesale selling price of the article before adding the amount of the tax.

(c) The State Tax Commission of the State of Alabama shall administer the provisions of this section and shall enforce the payment of the tax imposed herein.

(d) All payments of the taxes herein imposed shall be made to the State Tax Commission of Alabama, at Montgomery, Alabama, with check or draft made payable to the State Treasurer of Alabama which payments shall be made on or before the tenth day of each month for the taxes due under the provisions of this section for selling or otherwise disposing of any cigars, cigarettes, cheroots, or any substitute therefor, during the next preceding month. Provided the wholesale dealer may make reports and payment of the tax quarterly, instead of monthly. Provided, however, that the State Tax Commission may credit the final annual report of any wholesale dealer with the licenses paid on uncollectible sales made by said dealer and upon which the license was paid.

(e) All persons, firms, corporations or associations of persons who shall sell or otherwise dispose of cigars, cigarettes,

cheroots, or any substitute therefor, shall keep and preserve for three years all invoices of cigars, cigarettes, cheroots, or any substitute therefor, bought by them and shall permit the State Tax Commission or its authorized agent or representative to inspect and examine all taxable merchandise, invoices, books, papers, and memoranda as may be deemed necessary by the State Tax Commission or its authorized agent or representative in ascertaining whether the tax levied herein has been paid, or to determine the amount of such tax as may be due. All such persons, firms or corporations selling or otherwise disposing of cigars, cigarettes, cheroots, or any substitute therefor as enumerated herein at wholesale shall keep a record of all sales made within this State, showing the name of the purchaser, the date of sale and the address of the purchaser. Any person, firm, or corporation, or association of persons required to pay taxes levied herein, who fails to make and preserve said invoices for a period of three years, or refuses to permit the inspection and examination of taxable merchandise, invoices, books, papers and memoranda at the request of the State Tax Commission or its duly authorized agent or representative, shall be deemed a violator of the provisions of this section and shall be fined or imprisoned, as set out in subsection (f) of this section.

(f) Any such person, firm or corporation, or association of persons, as defined in this section, who shall fail or refuse to permit the State Tax Commission or its duly authorized agent or representative to examine and inspect the taxable stocks of merchandise, invoices, books, papers and memoranda deemed necessary to secure the information directly concerned in the enforcement of this section, shall suffer a penalty of twenty dollars (\$20.00) for the first offense; fifty (\$50.00) for the second offense; one hundred dollars (\$100.00) for each offense thereafter; the said penalties to be collected by civil process as hereinafter provided. Any person who refuses to make the tax return hereinafter provided for, or who makes any false or fraudulent return or statement in any return, with the intent to defraud the State or to evade the payment of the tax, or any part thereof imposed by this section; or if the president or any other officer of any corporation or company makes or permits to be made for any corporation or association any false return or any false statement in any return required in this section, with the intent to evade the payment of any tax hereunder, shall be deemed a violator of this section and shall be guilty of a misdemeanor and on conviction thereof shall be fined not more than one thousand dollars (\$1,000) or imprisoned not exceeding one year in the county jail, or punished by both fine and imprisonment, at the discretion of the court, within the limitations aforesaid. In

addition to the foregoing penalties, any person who shall knowingly swear to or verify any false or fraudulent return, or any return containing any false or fraudulent statement, with the intent to defraud the State or to evade the payment of the tax imposed herein, shall be guilty of perjury and on conviction thereof shall be punished in the manner provided by law. Any company for which a false return or a return containing a false statement as aforesaid shall be made, shall be guilty of a misdemeanor and may be punished by a fine of not more than one thousand dollars (\$1,000). The Circuit and Criminal Courts of the county in which the offender resides, or if a corporation, in which it carries on business, shall have concurrent jurisdiction to enforce this section. In addition to the penalties herein provided the license inspector of the county wherein the delinquent dealer does business shall be entitled to receive the same fees to be paid in the same manner as is provided by law for other delinquent licenses.

(g) The State Tax Commission shall prescribe and have printed blank forms to be known as "cigars, cigarettes, cheroots, or any substitute therefor return." Such forms shall be prepared with a view of obtaining from persons engaged in selling or otherwise disposing of cigars, cigarettes, cheroots, or any substitute therefor, such information as may, by the State Tax Commission be deemed necessary for the collection of the taxes imposed herein. The distribution of the tax return blanks shall be made through such agencies as may be deemed most expedient by the State Tax Commission.

(h) Every person, firm, corporation or association of persons who sells or deals in cigars, cigarettes, cheroots, or any substitute therefor as defined herein, within the State of Alabama, or who gives away or includes any such cigars, cigarettes, cheroots, or any substitute therefor in the sale of any goods, wares or merchandise for the purpose of evading, or with the intent to evade the payment of the tax imposed by this section, shall, when such cigars, cigarettes, cheroots, or any substitute therefor, are sold to retail merchants or other persons for resale within the State of Alabama, make and deliver to the persons to whom any such cigars, cigarettes, cheroots, or any substitute therefor are sold or delivered, an invoice or bill showing the price for which such articles are sold and shall also enter on said invoice or bill the amount of tax required to be paid to the State of Alabama under provisions of the section, and if the tax has been paid, it shall be so stated or entered on such invoice bill, or if the person making the sale or delivery of any cigars, cigarettes, cheroots, or any substitute therefor herein defined, elects to assume the payment to the State of the tax required by this

section, it shall be so certified to on such invoice or bill. It shall be a violation of this section to enter on any invoice or bill any false statement, made with the intent to evade the payment to the State of the tax imposed under this section. Any person making such false statement or entry on any invoice or bill of cigars, cigarettes, cheroots, or any substitute therefor, shall be guilty of a misdemeanor, and on conviction therefor, shall be punished by a fine or imprisonment, or both, as set out in subsection (f) of this section.

(i) Persons, firms, corporations or associations of persons, who sell or deal in cigars, cigarettes, cheroots, or any substitute therefor within this State, shall not be required to make out and file with the State Tax Commission a report covering sales of any cigars, cigarettes, cheroots, or any substitute therefor defined herein, that have been purchased or obtained from any dealer in such article, whose place of business is located within the State of Alabama, when entry or statement has been made on the invoice or bill for such articles that the tax herein imposed has been paid, or that such tax is assumed by the person or dealer whose business is located in the State of Alabama. Provided that any person, firm, corporation or association of persons whose place of business is located outside the State of Alabama and from which place of business any cigars, cigarettes, cheroots, or any substitute therefor are shipped to purchasers within this State, may file with the State Tax Commission of Alabama a bond in the sum of ten thousand dollars (\$10,000) to secure to the State the payment of the tax imposed by this section and which tax is assumed by said person, firm, corporation or association of persons located outside of the State. Persons, firms, corporations or associations of persons, who ship cigars, cigarettes, cheroots, or any substitute therefor, from places outside of the State to points within the State, shall, if they elect to assume the taxes imposed herein, comply with all provisions of this section. A report of sales included in any invoices or bills which have entered thereon a certificate of payment or assumption of the tax imposed by this section by such persons, firms, corporations or associations of persons located outside the State shall not be required. It is expressly provided hereby that the tax imposed herein shall not apply to interstate commerce, but shall apply to business done wholly within the State of Alabama.

(j) The State Tax Commission shall have the power, and it shall be its duty to require any person, firm, corporation or association of persons engaged in the sale of cigars, cigarettes, cheroots, or any substitute therefor, as described herein, to furnish any information by it deemed necessary for the purpose of en-

forcing the payment of this tax. The State Tax Commission or its duly authorized agent or representative shall have power to enter upon the premises of any taxpayer required to pay taxes under the provisions of this section, and it shall be its duty to examine or cause to be examined any taxable stocks of merchandise, invoices, books, papers, or memoranda bearing upon the amount of taxes payable, and to secure other information directly concerned in the enforcement of this section. It shall have power to examine witnesses and administer oath thereto, and should such witnesses fail or refuse to appear and answer questions at the request of the State Tax Commission, and should any person, members of any firm, officers of corporation or corporations, or members of associations of persons required to pay taxes hereunder, refuse to allow the State Tax Commission or its duly authorized agents to examine taxable stocks of merchandise, or invoices, books, papers or memoranda above referred to, the State Tax Commission shall certify the facts and the names of the witnesses so failing and refusing to appear, and the names of the persons, firms, or member or members thereof, corporations or officers or managers or employees thereof, and associations of persons or members thereof, who refuse access to the taxable stocks of merchandise or invoices, books, papers and memoranda above referred to, to the Circuit Court having jurisdiction of the said party or parties; and said court shall thereupon issue a summons to said witness, person, member or members of said firms, officer or manager or employee of such corporation, or association of persons or members thereof, to appear before the State Tax Commission or its duly authorized agent, at a place designated within the jurisdiction of the said court on a day to be fixed, to be continued as occasion may require, and give such evidence and open for such stocks of taxable merchandise, invoices, books, papers and memoranda as may be required for the purpose of ascertaining whether or not the required tax has been paid, or the amount of such tax which may be due under the provisions of this section; and whenever it shall appear to the State Tax Commission that any such person, firm, corporation or association of persons engaged in selling or otherwise disposing of cigars, cigarettes, cheroots, or any substitute therefor, as described in this section, has failed to pay the taxes due, as provided herein, the State Tax Commission shall compute the correct amount of tax due and so certify same as being the amount actually due and owing, and shall state in what way this section is violated and shall concurrently notify such person, firm, corporation or association of persons of such facts; and in the event such person, firm, corporation or association of persons shall not, within five days after such noti-

fication, pay the amount of tax found to be due and owing, the State Tax Commission shall, in the name of the State, enter suit against such person, firm, corporation or association of persons for the amount due and owing, together with such penalties as are provided in this section, or for the amount of such penalties alone. Such suit shall be by rule to show cause within five days why payments should not be made and shall be tried by preference, and may be tried out of term time and in chambers. If the court upon determining the issue upon said rule shall adjudge the defendant in said rule as being due and owing, the tax as alleged in said rule or any part thereof, or that the defendant has violated this section as alleged, in the same judgment the court shall assess the penalty fixed in subsection (f) of this section, and the court, at its discretion, may allow reasonable attorney's fees in said judgment. All such penalties as may be assessed in said judgments, together with such tax, shall be collected and deposited as a part of the tax.

(k) The Tax imposed by this section shall become delinquent five days after the same becomes due, as provided in subsection (d) of this section. A penalty of twenty-five per cent of the amount of the tax herein imposed shall be added and collected as a part of the tax when said tax becomes delinquent. A penalty of five per cent per month for each month shall be assessed, added and collected from persons, firms, corporations, or associations of persons for failure to make such reports as are required herein. The License or privilege tax imposed by this section and all penalties provided herein, shall, after approval by the State Tax Commission, as to the amount due, have full force and effect of a judgment on which execution may be issued by the State Tax Commission, directed to any sheriff in the State of Alabama, or such taxes may be collected by civil process, as provided by law for the collection of other taxes due the State.

(l) It shall be the duty of the State Tax Commission to report in detail all violations hereunder to the Circuit Solicitor having jurisdiction over such offenses, as soon as practicable and without unnecessary delay. The conviction and sentence for the violation of the provisions of this section or subdivision thereof, as herein provided, shall in no way interfere with the imposition and collection of the civil penalties provided in subsection (f) of this section.

(m) The cost of the inspection, auditing duties, and printing of blank forms required herein shall be paid out of the money collected under this section.

(n) If any clause, sentence, paragraph or part of this section shall, for any reason, be adjudged by any court of competent jur-

isdiction to be invalid, such judgment shall not affect, impair or invalidate the remainder of this section, but shall be confined in its operation to the clause, sentence, paragraph or any part thereof involved in the controversy in which said judgment has been rendered. No County shall levy a privilege or license tax on any business or occupation on which a privilege or license tax is levied in this section or any subdivision thereof.

2-K. All revenue collected under provisions of Section Two (2), 2-A, 2-B, 2-C, 2-D, 2-E, 2-F, 2-G, 2-H, 2-I, and 2-J of this Act shall be paid to the State Tax Commission of the State of Alabama by check or draft made payable to the State Treasurer and shall be set apart as a Trust Fund for educational purposes only, to be designated as the Alabama Special Educational Trust Fund, and shall be kept separate and apart from all other funds in the State Treasury, and shall be paid out by the Treasurer on lawful appropriations, hereafter made specially from such funds by the Legislature of Alabama for educational purposes.

The provisions of this section shall go into effect on October 1, 1927.

Further amend House Bill 359, as follows:

Strike from line 26, page 6, and part of line 1, page 7 of said House Bill as reprinted the following words:

"Mutual insurance companies or association, other than life which are not conducted for profit, nor reciprocal or inter-insurance exchanges."

Further amend Section 3, of House Bill No. 359, line 2, page 8 of the reprinted Bill by striking therefrom the words and figures "Three (\$3.) Dollars" and in lieu thereof insert the words and figures "Two (\$2.00) Dollars."

Further amend House Bill 359, Section 3 thereof in the reprinted Bill by adding at the end of Section 3 the following words:

Provided that in ascertaining the premium tax which shall be paid by domestic insurance companies under this section, there shall be deducted from the amount of premiums upon which taxes are due the aggregate amount of loans of money made by such companies in this State, and which shall be secured by existing mortgage or mortgages to it on real estate in this State, and upon which mortgages there shall have been paid the recording privilege tax provided by law."

Further amend House Bill 359, section 5 thereof by striking from section 5 on line 15, page 12, of the reprinted bill the words and figures "One Hundred Dollars (-100.00)" and insert in lieu thereof the words and figures "Twenty-five (\$25.00) Dollars."

Further amend House Bill 359, by adding thereto Section 7 1-2 as follows:

7 1-2. Each person, firm, corporation or association whether principal or agent, engaged in selling, either at wholesale or retail, fruits, vegetables, produce or other commodities, from cars standing on the sidetracks, unloading tracks, spur-tracks or any other track of any railroad or railway, shall pay the following privilege tax:

In each city or town, on each car \$25.00.

Provided, that when the above privilege tax is paid to the Probate Judge he shall be furnished with the name of the railroad or railway owning the car in which the commodity to be sold is stored and the number of the car, and said name and number shall be written in the license issued, which license shall be posted in a conspicuous place on the car.

Provided further, that any person, firm, corporation or association, whether principal or agent, shall be liable for the above tax on each transfer, if fruits, vegetables or other commodities are removed from one car and placed in another from which sales have already been made. Provided further, that this tax shall apply to all cars of fruits, vegetables, produce or other commodities shipped in carload lots or less for the purpose of being sold from the car, either at wholesal or retail, when the same is delivered to consignee, and the car shall not be opened for the purpose of making sales of its contents until the tax above classified is paid.

Provided, this Act shall not apply to any regular licensed jobber, wholesaler or broker who regularly conducts a business of this nature. Further amend House Bill 359, by adding in section 12 thereof, page 14, of the reprinted bill, between lines 7 and 8 and after the word "her profession" where the same occur at the line 7, the following: "Or any person, firm or corporation selling or dispensing spectacles or eye glasses in any form."

Further amend House Bill 359, section 13, by adding at the end of said section 13 the following words: "Provided, this section shall not apply to hotels or lodging houses in towns not incorporated."

Further amend House Bill 359, section 14, so as to make section 14 read as follows:

Section 14. Directories. Each person, compiling, selling or offering for sale directories shall pay to the State license taxes as follows: In cities or towns of Fifty thousand inhabitants or over, Two Hundred and Fifty (\$250.00) Dollars; in cities or towns of Twenty Thousand and less than Fifty Thousand inhabitants One Hundred Dollars (\$100.00); in cities or towns of Ten Thousand and less than Twenty Thousand inhabitants, Twenty-five Dollars (\$25.00); ; provided that this section shall not apply to directories issued by any person, firm or corporation in

connection with or as a part of a business for which business a general license tax is provided.

Further amend House Bill 359, section 15 thereof by adding at the end of section 15 the following words: "Provided, that the provisions of this section shall not apply to any street fair or carnival operated by or under the auspices or State Fairs, County Fairs or District Fairs."

Further amend House Bill 359, Section 16 thereof by striking therefrom in line 17 on page 15 the words "or moving picture," and also by adding at the end of section 16 the following words, "Provided that this section shall not apply to any show operating in a Theatre regularly licensed." Further amend House Bill 359 by adding thereto the following as section 16 1-2.

Section 16 1-2. Gypsies and Traders: For every company of persons who travel from place to place and dwell in tents or vehicles and trade in horses or mules, Five Hundred Dollars in each and every county in which they do business. Schedule 57-A of section 361, Acts approved September 15, 1919, Acts 1919, page 282 is hereby repealed.

Further amend House Bill 359 thereof by adding at the end of section 17 the following:

"The money collected as motor truck license taxes, less all the expenses necessary or incident to the collection of such taxes including the printing and distribution of assessment blanks, blank receipts and license blanks, shall be distributed as follows: Eighty per cent (80) to the State and Twenty per cent (20) to the incorporate city or town in which the owner of the motor truck resides and twenty per cent (20%) to the county if the owner of truck resides outside of an incorporated city or town. The money collected as motor truck license taxes by the State, less expenses, shall be used exclusively to create a sinking fund for the prompt and faithful payment of the principal and interest on good road bonds and for construction, maintenance and improvements of public highways, roads and bridges, as required under provisions of Article XX of the Constitution of Alabama."

Further amend House Bill 359 by striking from the reprint bill section 18 and by substituting in lieu thereof the following:

Section 18. To prevent motor vehicles within the meaning of this act from escaping taxation and to provide for the more efficient assessment and collection of taxes due on same, on and after the first day of October, 1923, no license shall be issued to operate a motor vehicle on the public highways of this state, nor shall any transfer be made by the probate judge as provided under this Act, until the ad valorem tax on such vehicle shall have been paid in the county for the preceding year, as evidenced

by a receipt of the tax collector where the owner of said vehicle resides, if the vehicle is owned by an individual, and if the vehicle is owned by a firm, corporation or association, then as evidenced by the receipt of the tax collector in the county in which said motor vehicle is used or operated provided that this section shall not apply to motor vehicles owned by dealers the State, counties, and municipalities. On and after the first day of October, 1923, every person, firm, or corporation who desires to operate a motor vehicle on the public highways of Alabama shall first return such motor vehicle for ad valorem taxation to the tax assessor of the county in which he resides, for the preceding tax year, and the tax assessor of such county shall deliver to such person who makes the return as herein required, a certificate of assessment on a form prescribed by the State Tax Commission, and such certificate shall be the warrant of the tax collector to collect the tax as shown thereon.

(b) If any motor vehicle has already been returned for the fiscal year beginning October 1st, 1922, and ending September 30th, 1923, the tax assessor shall issue a certificate showing the valuation of such motor vehicle, and the tax collector shall collect the taxes according to such valuation, and credit same upon the collector's abstract as part payment.

(c) After the first day of October, 1923, motor vehicles within the meaning of this Act, shall not be included in any assessment made by any person, firm or corporation as of the first day of October, 1923, or subsequent years; and such motor vehicles shall not be considered as escaped property by reason of failure to include same in any tax return as of the first day of October, 1923, or any subsequent year, but shall be assessed as herein provided.

(d) The judge of probate upon issuing a license as herein provided shall require the applicant to surrender the receipt of the tax collector and keep same on file in his office. The license tag shall be evidence of the payment of the license and ad valorem tax due as provided under this Act, valuation for ad valorem assessment shall be sixty per cent of the fair and reasonable value of same.

(e) Motor vehicles brought into this State after the first day of October and before the Tax Assessor has completed his assessment shall be subject to taxation the same as if it had been held or owned in the State on the first day of October.

The Probate Judge is authorized to issue a motor vehicle license upon a certificate of the tax assessor certifying that there is no ad valorem taxes on said motor vehicle for the preceding year.

(f) The Tax Assessors and collectors of the several counties in this State, in addition to assessing and collecting the ad

valorem taxes due the State and counties on motor vehicles, shall collect the ad valorem taxes on motor vehicles due all cities in this State. The Tax Collectors shall report and pay over the money collected for said cities at the same time and in the same manner as State and County taxes are reported and paid over by him. Said assessors and collectors shall each receive a commission of Two and One-half per cent of the amount of city taxes collected; and the tax collectors shall deduct said commission from the amount collected before paying into the City Treasury, and at the time pay over to the Tax Assessor commissions due him under this Act. Provided that nothing in this Act shall change the rate of commissions now charged by Tax Assessors and Tax Collectors in cities where the county tax assessor and county tax collector are required by local law to assess and collect all ad valorem taxes for such cities.

"Provided that the Tax Assessors and collectors of all counties which now have not less than seventy-five thousand inhabitants or over ninety thousand inhabitants, according to the last Federal census or any such census hereafter taken, shall each receive a commission of 5% of the amount of city taxes collected, which shall be in addition to any salary now received by them.

The Judge of Probate shall not issue a license to operate a motor vehicle on the highways of this State until all ad valorem taxes due the said State, counties and cities are paid for the preceding year as shown by a receipt of the tax collector.

That Schedule 7 of Section 361, Acts 1919, page 282, be and the same is hereby repealed.

That Section 19 of Acts approved September 14, 1923, Acts 1923, page 284, be and the same is hereby repealed.

Further amend House Bill 359, Section 20 at line 24, page 17 of the reprinted bill by inserting after the word "operating" where it occurs therein the word "for profit."

Further amend House Bill 359 by adding thereto Section 21 1-2 as follows:

Section 21 1-2. No deed, bill of sale or other instrument of like character which conveys any real or personal property within this State, or which conveys any interest in any such property, except the transfer of mortgages on real or personal property within this State upon which the mortgage tax has been paid, deeds or instruments executed for a nominal consideration for the purpose of perfecting the title to real estate, and deeds and other instruments or conveyances executed prior to October 1st, 1923, shall be received for record unless the following privilege or license tax shall have been paid upon such instrument before the same is offered for record, to-wit: Upon all such instruments which are executed to convey real or personal prop-

erty situated in this State of the value of five hundred dollars or less there shall be paid the sum of fifty cents, and upon all such instruments executed to convey real or personal property situated in this State of more than five hundred dollars in value there shall be paid the sum of fifty cents for each five hundred dollars or fraction thereof in value of property conveyed by such instrument. Provided, that only the value in excess of any mortgages or vendors lien upon any property within this State on which the mortgage tax has been paid, shall be taxable under this section, and provided, further, that when several deeds or instruments are executed by tenants in common for the same consideration, only one of such instruments shall be taxable under this section. Upon the presentation of any such instrument for record the Judge of Probate shall determine the amount of tax due thereon and upon the payment to him of the amount of such tax and recording fee of the Judge of Probate he shall accept the same for record; provided, however, that upon the presentation for record of any instrument which conveys property situated into two or more counties of this State, the Judge of Probate shall certify the facts of the case together with a description of the property conveyed by such instrument to the State Tax Commission, who, after hearing such evidence as may be offered, shall fix and determine the value of such property as located in each county and shall certify their determination thereof to the Judge of Probate, showing the value of such property in each county separately, and upon the payment to the Judge of Probate of the tax due on the value of all the property in this State conveyed by such instrument, as so determined, the Judge of Probate shall accept such instrument for record. The person presenting any such instrument conveying property in two or more counties of this State may secure immediate filing of such instrument for record by depositing with the Judge of Probate, to be held by him until the amount of the tax due thereon is determined, an amount which in the judgment of the Judge of Probate will cover the tax herein provided for, and after the value of the property conveyed thereby is determined by the State Tax Commission, as provided herein, any excess of such deposit over the amount of tax found to be due on such instrument shall be refunded to the person offering such instrument for record. The determination by the Judge of Probate of the amount of tax due on any such instrument is hereby declared to be a ministerial act and shall not preclude the subsequent collection of the correct amount of tax if the value of the property thereby conveyed is not fully disclosed to the Judge of Probate when such instrument is offered for record. Upon the filing for record of any instrument coming within the terms

of this Act the Judge of Probate shall certify thereon the fact that the tax thereon has been paid, showing the amount of such tax, and thereafter such instrument shall be received for record in any county of this State without the payment of any further tax thereon, except the fee of the Judge of Probate for recording such instrument, which certificate shall be recorded with and as part of such instrument. Of the tax collected by the Judge of Probate under the provisions of this Act there shall be paid into the state treasury two-thirds of the amount so collected and the remaining one-third shall be paid into the county treasury; provided, however, that the counties share of the tax collected on any instrument conveying property in more than one county shall be paid into the county treasuries of the counties in which such property is situated in proportion to the value of such property as determined by the State Tax Commission as herein provided. The Judge of Probate shall receive two and one-half per cent of the amount collected by him under the provisions of this Act as his commission for collecting said money and certifying said instruments, which shall be deducted from the total amount collected and retained by him when making settlement of his collections as required by law. Provided, however, that this act shall not be so construed or enforced as to require the payment of privilege tax herein provided on mortgages, deeds of trust or other instruments in the nature of a mortgage or deeds or other instruments with vendors lien except as to that part of the purchase price, which is paid in cash or other articles of value and which pay no other privilege tax for recording. Provided that in counties where the Probate Judges are paid salaries the fee or commission collected or retained by the Probate Judges for collecting the tax herein provided for shall be paid by them into the treasury of their respective counties.

The Act approved September 14th, 1923, "To impose a license or privilege tax on all deeds, bills of sale and other instruments of like character admitted to record in the probate offices of the State," be, and the same is hereby repealed.

Further amend House Bill 359, Section 21, by striking from Section 21, line 15 and 16, page 19, of the reprinted bill, the following words where they occur therein:

"In lieu of all other taxes except franchise taxes."

Further amend House Bill 359 by striking therefrom Section 22 and Section 23.

Further amend House Bill 359, Section 24-A thereof line 1, on page 24, by inserting after the word "shall" the words "not exceed" and strike therefrom the word "be" before the figure "2" in said line.

Further amend said bill by adding to Section 24-A at the end thereof the following: "Provided that each municipality may impose a license tax not to exceed two per cent. of the gross income of such utility in the municipality; provided further, that this shall not affect any existing contract between any municipality and any electric public utility operating therein."

Schedule 89 of Section 361 of an Act approved September 15, 1919, Acts 1919, page 282, is hereby repealed in so far as the same applies to the electric public utilities.

Further amend House Bill 359, Section 42 thereof by striking therefrom the words: "Capitol Stock" wherever they occur therein and substitute therefor the words; "Capitol employed in this State."

Amend House Bill 359 by adding thereto:

Section 54 1-2. If a corporation organize under the laws of any other State, nation or territory, shall have heretofore merged or consolidated, or shall hereafter merge or consolidate, with a coporation organized under the laws of the State of Alabama, and if more than seventy-five (75) per cent of the capital employed by such merged or consolidated corporation is located outside the State of Alabama, such merged or consolidated corporaion shall, for the purposes of this act, be deemed and held to be a foreign corporation, and shall pay the franchise tax herein required to be paid by foreign corporations.

Amend House Bill 359 by striking therefrom the words: "paid up" where they appear on line 23 of Section 53.

Amend House Bill 359 by striking therefrom the words "paid up" where they appear on line 13 of Section 56.

Amend Section 43 of H. B. 359 so that Section 43 thereof shall read as follows:

Section 43. Corporation Permit. Every domestic corporation organized under or by authority of the laws of the State of Alabama, in addition to other license and privilege taxes required to be paid by law, and for the purpose of registration and to prevent the duplication of names and in order to secure for the public record, for taxation, and for other purposes, the names and addresses of the said corporations and individual officers thereof, shall be required to procure from the Secretary of State when it is authorized by law to do business and annually thereafter, a permit which permit shall be prepared by and countersigned by the State Auditor, and shall be delivered by the State Auditor to the Secretary of State in a well bound book with the stub and blanks therein showing the date thereof, the names of the corporations and when issued, and the character of business engaged in by said corporation. The issuance of such permit to any such corporation shall be prima facie evidence of its

having complied with all the laws required of it before engaging in business in this State. For all such permits said corporation shall, when authorized to do business as a corporation, and annually thereafter, on or before the first day of February of every year, pay to the Secretary of State a fee of Ten Dollars (\$10.00) per annum, or for a part of a year, if the paid capital stock of such corporation is less than Twenty-five Thousand Dollars; if more than Twenty-five Thousand, and not over Fifty Thousand Dollars, it shall pay the sum of Twenty Dollars (\$20.00); if the paid capital stock is in excess of Fifty Thousand, but not in excess of One Hundred Thousand Dollars a fee of Thirty Dollars (\$30.00) shall be paid; if the capital stock is in excess of One Hundred Thousand Dollars and not in excess of One Hundred Fifty Thousand, the fee shall be Fifty Dollars (\$50.00); if the paid capital stock is in excess of One Hundred Fifty Thousand Dollars, the fee shall be One Hundred Dollars (\$100.00). The Secretary of State shall keep a full and complete account of all moneys received by him for and on account of such permit, and shall pay the same into the State Treasury as all other moneys collected or received by him are paid into the State Treasury. The Secretary of State shall send a statement monthly to the State Tax Commission of all fees paid hereunder. If any corporation fails or refuses to take out the permit herein provided for within thirty days after the first day of January such corporation shall be required to pay a penalty of Five Dollars (\$5.00) per day for each day's delinquency; provided further, that, for good cause, the State Tax Commission may relieve any domestic corporation of all or any part of the penalty imposed herein. Application for said permit shall be made by said corporation as provided by law, giving the name and address of said corporation; its principal place of business where organized, its principal place of business in Alabama; its agent upon whom process can be served, his address and the names of the President and Secretary of said corporation.

Amend House Bill 359 as follows:

By striking out Section 45 and inserting in lieu thereof the following:

"Section 45. Any owner of any securities enumerated in the preceding section may, as of the first day of October, 1927, and thereafter as to securities subsequently acquired from time to time as of the first day of October next, following the date of acquisition, record the fact of his ownership thereof in the office of the State Tax Commission of Alabama by filing for record in said office a list of these securities held by such owner, stating the name and address of such owner, duly verified by affidavit stating the fact of such holding and sworn to by such own-

er. Any such list shall state the names of the corporations or government which issued the respective securities listed, shall describe the nature of each security listed, shall state the number and amount of each class of securities described and shall identify the same by the serial number appearing thereon. Such record of ownership may be made for any owner by any broker, agent or representative without listing or disclosing the name of the beneficial owner of any securities."

By striking out Section 46 and inserting in lieu thereof the following:

"Section 46. The State Tax Commission of Alabama shall procure large and well bound books in which must be recorded in a fair hand or in typewriting, word for word, any such list of securities duly verified as aforesaid and at the foot of the margin of such record of each such list, the day of the month and year of the delivery of the same for record, must be specified. Said books shall be alphabetically indexed both as to the names of the owners of the parties filing such lists and the names and serial numbers of the securities covered by such recorded lists. The State Tax Commission, upon making the record of any such list of securities, shall certify on the same when it was received and recorded and in what book and page the same is recorded, and shall deliver the original of such list so certified to the party entitled thereto, or his order, on the payment of the fees for recording the same, but the secretary may refuse to endorse "filed" on any such list of securities or to record the same until his fees for the recording thereof are paid, and shall make such rules and regulations as it deems necessary to carry out the provisions of this Act."

By striking out Section 50 and inserting in lieu thereof the following:

"Section 50. The recording in the office of the State Tax Commission of any such list of securities shall operate as a notice of the contents of such list of securities and the claim of ownership of the securities therein listed from the day of the filing of the same for record to all persons and parties in the State of Alabama whomsoever, except only purchasers and pledges for value in the ordinary course of business, until such time as such ownership may cease by legal transfer and delivery to some other party by the owner by or on whose account such list has been filed for record."

Amend H. B. 359 by adding thereto:

SECTION 18 1-2. Agents or Dealers in Automobiles. Upon each and every agent of and dealer in, and upon every person soliciting orders for the sale or purchase of automobiles, motor cars or other self propelling vehicles, except motorcycles, and

except any person regularly employed by a said agent of or dealer in, which said agent of or dealer in has paid the privilege tax or license herein provided for, the following privilege tax or license shall be collected, to-wit: In each county having a population of twenty thousand people or less, twenty-five dollars; in each county having a population of more than twenty thousand and less than forty thousand inhabitants, fifty dollars; in each county having a population of forty thousand and less than sixty thousand inhabitants, seventy-five dollars; in each county having a population of sixty thousand and less than one hundred thousand inhabitants, one hundred dollars; in each county having a population of one hundred thousand inhabitants or more, one hundred and twenty-five dollars. Schedule 10 of Section 361 of an Act to Provide for the General Revenue of Alabama, approved Sept. 15, 1919, is hereby repealed.

Amend Section 7 1-2 of H. B. 359 as amended by adding the following at the end thereof:

Provided that the provisions of this section shall not apply to any person engaged in selling farm products or produce raised by himself nor shall they apply to any merchant having a regular place of business in Alabama and who pays license as such merchant.

And the motion of Mr. Long to non-concur in the Senate amendment to the Bill H. 359 was lost.

Yeas, 36; nays, 65.

Yeas:

Messrs:

Mr. Speaker	Hampton	Merrill	St. John
Beebe	Hawkins	Morrow	Sanderson
Cannon	Jeter	Moxley	Shepherd
Desear	Jordan (Etowah)	Patterson	Simpson
Edmundson	Kirkpatrick	Pitts	Tunstall
Goodwyn	Lawler	Poole	Vickers
Green	Lovelace	Powell	Waddell
Grove	Luck	Rogers (Elmore)	Wallace
Guy	Martin	Rogers (Mobile)	Winn

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Nays:

Messrs:

Adcock	Cook	Hollis	Miller (Marengo)
Allen	Darden	Howard	Miller (Sumter)
Anderson	Deloney	Howell	Molette
Ashcraft	Denson	Hubbard	Monk
Baldwin	Edwards	Hughes	Mullen
Bartlett	Fite	Johnson	Nipper
Brunson	Frey	Jones (Bullock)	Owens
Bryant	Golson	Jones (Cleburne)	Parish
Burleson	Goode	Jordan (Washington)	Pegues
Burns	Graves	Langdon	Quillin
Carter	Gullatt	Lee	Reeder
Christian	Harwood	McAdory	Sanders (Conecuh)
Cockrell	Hightower	Matthews	Ringer

Sanders (Pike)	Stephens	Tompkins	Ware
Shivers	Stewart (Calhoun)	Ward (Geneva)	Webb
Smith	Thompson	Ward (Tuscaloosa)	Weldon
Starnes			

—65

And on motion of Mr. Tompkins the House concurred in and adopted the Senate amendment to the Bill H. 359. In reference to and to further provide for the general revenue of the State of Alabama.

Yas, 67; nays, 35.

Yeas:

Messrs:			
Adcock	Fite	Jordan (Washington)	Rivers
Allen	Frey	Langdon	Sanders (Conecuh)
Anderson	Golson	Lee	Sanders (Pike)
Ashcraft	Goode	McAdory	Shivers
Baldwin	Graves	Matthews	Smith
Bartlett	Gullatt	Miller (Marengo)	Starnes
Brunson	Guy	Miller (Sumter)	Stephens
Bryant	Harwood	Molette	Stewart (Bibb)
Burleson	Hightower	Monk	Stewart (Calhoun)
Burns	Hollis	Mullen	Thompson
Carter	Howard	Nipper	Tompkins
Cockrell	Howell	Owens	Ward (Geneva)
Cook	Hubbard	Parish	Ward (Tuscaloosa)
Darden	Hughes	Pegues	Ware
Deloney	Johnson	Quillin	Webb
Denson	Jones (Bullock)	Reeder	Weldon
Edwards	Jones (Cleburne)	Ringer	

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Nays:

Messrs:			
Mr. Speaker	Hawkins	Morrow	Sanderson
Beebe	Jeter	Moxley	Shepherd
Cannon	Jordan (Etowah)	Patterson	Simpson
Desear	Kirkpatrick	Pitts	Tunstall
Edmundson	Lawler	Poole	Vickers
Goodwyn	Lovelace	Powell	Waddell
Green	Luck	Rogers (Elmore)	Wallace
Grove	Martin	Rogers (Mobile)	Winn
Hampton	Merrill	St. John	

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Mr. Ashcraft moved to reconsider the vote by which the House concurred in and adopted the Senate amendment to the Bill H. 359. And, on motion of Mr. Fite, the motion of Mr. Ashcraft was laid upon the table.

CERTIFICATE OF CLERK.

To the House of Representatives:

I hereby certify that the bills hereinafter mentioned were delivered to the executive department on the date and hour

named, and that I hold the receipt of the executive department for same.

Delivered to Governor at 3:45 P. M. on July 14, 1927.

H. 129, H. 220.

ADJOURNMENT.

On motion of Mr. Goode, the House adjourned until 10 o'clock A. M., Friday, July 15th, 1927.

THIRTY-THIRD DAY

House of Representatives,
Montgomery, Alabama.
Friday, July 15, 1927.

The House met pursuant to adjournment.

PRAYER

The session was opened with prayer by Rev. Mr. Hollis of the House.

ROLL CALL

On a call of the roll of the House the following members answered to their names:

Messrs:			
Mr. Speaker	Edwards	Jones (Bullock)	Owens
Adcock	Fite	Jones (Clebune)	Parish
Allen	Frey	Jordan (Etowah)	Patterson
Anderson	Golson	Jordan (Washington)	Pegues
Ashcraft	Goode	Kirkpatrick	Pitts
Baldwin	Goodwyn	Langdon	Poole
Bartlett	Graves	Lawler	Powell
Beebe	Green	Lee	Quillin
Brunson	Grove	Lovelace	Rankin
Bryant	Gullatt	Luck	Ringer
Burleson	Guy	McAdory	Rivers
Burns	Hampton	Martin	Rogers (Elmore)
Cannon	Harwood	Matthews	Rogers (Mobile)
Carter	Hawkins	Merrill	St. John
Christian	Hightower	Miller (Marengo)	Sanders (Conecuh)
Cockrell	Hollis	Miller (Sumter)	Sanders (Pike)
Cook	Howard	Molette	Sanderson
Darden	Howell	Monk	Shepherd
Deloney	Hubbard	Morrow	Shivers
Denson	Hughes	Moxley	Simpson
Desear	Jeter	Nipper	Smith
Edmundson	Johnson	Norman	Starnes

Stephens	Tompkins	Wallace	Webb
Stewart (Bibb)	Tunstall	Ward (Geneva)	Weldon
Stewart (Calhoun)	Vickers	Ward (Tuscaloosa)	Winn
Thompson	Waddell	Ware	

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A quorum was present.

JOURNAL

The Chairman of the Standing Committee on Revision of the Journal made the following report.

REPORT OF STANDING COMMITTEE ON REVISION OF THE JOURNAL

Mr. Speaker:

Your standing committee on Revision of the Journal begs leave to report that said committee has carefully examined the Journal of the House for the 32nd legislative day, and finds same correct.

R. G. Langdon,
Chairman.

The report of the committee was concurred in and adopted and the Journal for the 32nd legislative day was approved.

LEAVE OF ABSENCE

Was granted to Messrs. Byars, Mullin and Reeder.

REPORT OF STANDING COMMITTEE ON ENROLLED BILLS

Mr. Speaker:

Your Standing Committee on Enrolled Bills reports that it has examined the following House Bill:

H. 585. To make appropriation of three hundred thousand (\$300,000.00) dollars, or so much thereof as may be necessary, out of any funds in the State Treasury not otherwise appropriated, to defray the expenses of the present session of the Legislature.

And finds same correctly enrolled.

Robt. B. Harwood,
Chairman.

SIGNING OF BILL

The Speaker of the House in the presence of the House, immediately after the title had been publicly read by the Clerk, the reading at length having been dispensed with by a two-thirds vote of a quorum present, signed the Bill, the title to which is

set out in the above and foregoing report of the Committee on Enrolled Bills.

MESSAGE FROM THE SENATE

Mr. Speaker:

The Senate has originated and adopted the following Joint Resolution, and sends same herewith to the House:

By the Rules Committee:

S. J. R. 63. Be it resolved by the Senate, the House concurring, that when the two Houses adjourn today, they adjourn to meet on Tuesday, July 19, 1927, at 2:30 P. M.

And sends same herewith to the House.

J. E. Speight,
Secretary.

SENATE MESSAGE

The House concurred in and adopted the S. J. R. 63, which is set out in the above and foregoing message from the Senate.

INTRODUCTION OF BILLS.

On a call of Counties Bills were introduced, severally read one time and referred to appropriate Standing Committees as follows:

By Mr. Owens (With Notice and Proof):

H. 814. To amend an act, entitled an act, to amend an act to provide for opening new roads in Barbour County, Alabama, improving those now open and for keeping the same in good condition, approved Feb. 11, 1901.

Local Legislation.

Notice and Proof H. 814.

A BILL TO BE ENTITLED AN ACT

To amend an act, entitled an act, to amend an act to provide for opening new roads in Barbour county, Alabama, improving those now open and for keeping the same in good condition, approved February 11, 1901.

Eufaula, Alabama.
July 12, 1927.

I, J. K. Simmons, Publisher of The Eufaula, Ala., Daily Citizen, affirm that the within attached notice was published in the Eufaula Daily Citizen for four weeks, as prescribed by law.

J. K. Simmons,
Publisher.

Sworn to and subscribed before me, a Notary Public for the State of Alabama at large, this July 12, 1927.

A. M. McDowell,

My Commission Expires June 28th, 1931.

By Mr. Owens (With Notice and Proof):

H. 815. To authorize and empower the Board of Revenue of Barbour County, Alabama, or like governing body, to employ an attorney to represent said Board in all legal matters where the services of an attorney is required and where the interest of the County may demand to fix the compensation to be paid for such service.

Local Legislation.

Notice and Proof H. 815.

A BILL TO BE ENTITLED AN ACT

To authorize and empower the Board of Revenue of Barbour county, Alabama, or like governing body, to employ an attorney to represent said Board in all legal matters where the services of an attorney is required and where the interest of the county may demand, to fix the compensation to be paid for such service.

Eufaula, Alabama.

July 12, 1927.

I, J. K. Simmons, Publisher of The Eufaula, Ala., Daily Citizen affirm that the within attached noticed was published in The Eufaula Daily Citizen for four weeks, as prescribed by law.

J. K. Simmons, Publisher.

Sworn to and subscribed before me, a Notary Public for the State of Alabama at large, this July 12, 1927.

A. M. McDowell,

My Commission Expires June 28th, 1931.

By Mr. Aanderson (With Notice and Proof):

H. 816. To alter or rearrange the boundary lines of the Town of Thomasville, Alabama, so as to include in the corporate limits of said town certain territory not now included, and to exclude from the Town of Thomasville, Alabama, certain territory now included in the corporate limits of said town.

Local Legislation.

Notice and Proof H. 816.

NOTICE

Notice is hereby given that a bill will be introduced for passage at the present session of the Legislature of the State of Alabama, the substance of which is as follows:

A Bill to be entitled an Act to alter or rearrange the boundary lines of the Town of Thomasville, Alabama, so as to include in the corporate limits of said town certain territory not now included, and to exclude from the Town of Thomasville, Alabama, certain territory now included in the corporate limits of said town.

Be it enacted by the Legislature of Alabama:

Section 1. That the boundaries of the Town of Thomasville, in the County of Clarke, State of Alabama, be, and the same are hereby altered and rearranged so as to exclude from the corporate limits of said town all of the territory not embraced within the boundaries hereinafter set out, and to include within the corporate limits of said town all of the territory

lying within the County of Clarke, included within the boundaries herein set out, to-wit:

Beginning on the section line between Sections 24 and 25, Township 11 North, Range 3 East, at a point 1,320 feet East of the South East corner of Section 23, Township 11 North, Range 3 East; thence North to the South East corner of the South West Quarter of South West Quarter, Section 12, Township 11 North, Range 3 East; thence West along Section line to the East side of the Choctaw Corner and Grove Hill Public Road; thence in a Southerly direction along the East side of said Choctaw Corner and Grove Hill Public Road to the intersection with the Thomasville and Tallahatta Springs Public Road; thence in an Easterly direction along the North side of said Thomasville and Tallahatta Springs Public Road to the intersection with the Eastern boundary of the West Half of North West Quarter of Section 23, Township 11 North, Range 3 East; thence South to a stake on the South side of said Thomasville and Tallahatta Springs Public Road; thence in a Westerly direction along the South side of said Thomasville and Tallahatta Springs Public Road to the intersection with the Choctaw Corner and Grove Hill Public Road; thence in a Southerly direction along the East side of said Choctaw Corner and Grove Hill Public Road to the Southern boundary of Section 22, Township 11 North, Range 3 East; thence East along section line to the place of beginning.

A. W. Clements.

STATE OF ALABAMA,

Clarke County.

Personally appeared before me, Julia M. Allen, a Notary Public in and for said State and County, E. L. Tucker, to me personally known, who, being first duly sworn, deposes and says that he is the Editor and Publisher of The Thomasville Times, a newspaper of general circulation, published weekly, in the Town of Thomasville, Clarke County, Alabama, and that the attached notice relative to a proposed change in the municipal boundary lines of the Town of Thomasville, Alabama, was published in the said The Thomasville Times for four consecutive weeks, viz: June 16, 1927; June 23, 1927; June 30, 1927; and July 7, 1927; and that the copy of said notice relative to the said change in the boundary lines of the Town of Thomasville, Alabama, attached hereto, is a true and correct copy of same, as published in The Thomasville Times aforesaid, and that said publication was made without expense to the State of Alabama.

Earl L. Tucker.

Sworn to and subscribed before me, on this, the 13th day of July, 1927.

Julia M. Allen,

Notary Public for Clarke County, State of Alabama.

My Commission Expires Jan. 12, 1929.

By Mr. DeLoney (With Notice and Proof) :

H. 817. To alter or rearrange the boundary lines of the City of Tuscumbia, Alabama, so as to include within the corporate limits of said municipality the following additional adjacent territory:

Municipal Organization.

Notice and Proof H. 817.

NOTICE

Notice is hereby given that the bill hereinafter set forth will be introduced in the legislature of Alabama, at its session in June, 1927, to-wit:

A Bill To Be Entitled An Act:

To alter or re-arrange the boundary lines of the city of Tuscumbia, Alabama, so as to include within the corporate limits of said municipality the following additional adjacent territory:

Beginning at the southwest corner of the Corporate Limits of the City of Tuscumbia, Ala. Thence southwest along the center of the Lee Highway, to where the said center line intersects the south line of section eight. Thence east along the south line of sections eight, nine, and ten to the half mile line of section ten. Thence north along the half mile line of sections ten and three to the north line of section three, the same being the South Corporate Limits of the City of Sheffield, Ala. Thence west along the north line of sections three and two, to the north east corner of the Corporate Limits of the City of Tuscumbia, Ala. Thence in a southwesterly direction along the East Corporate Limits of the City of Tuscumbia, Ala., to the north side of the north commons. Thence east along the north side of the north commons to the east side of the east commons. Thence south along the east side of the east commons to the south side of the south commons. Thence west along the south side of the south commons to the intersection of the south side of the south commons and the east line of Government Terrace. Thence south along the east line of Government Terrace to the southeast corner of the above mentioned sub-division. Thence in a southwesterly direction to the north boundary line of Capitol Terrace. Thence west along the south line of Government Terrace and Government Terrace Addition to the point of beginning.

The above described being part of sections eight, nine, ten, three and four; T. 4; R. 11 W.

Beginning at the intersection of the south line of the commons with the west line of the west commons. Thence west to the east right of way line of the Southern Railway. Thence in a northeasterly direction along the above mentioned right of way line to the west side of the west commons. Thence south along the west commons to the point of beginning.

The above described being part of the north half of section 8; T. 4; R. 11 W.

Be it enacted by the legislature of Alabama:

Section 1. That the boundary lines of the City of Tuscumbia, Colbert County, Alabama, be and the same are hereby altered and re-arranged so as to include within the corporate limits of said municipality the following additional adjacent territory:

Beginning at the southwest corner of the Corporate Limits of the City of Tuscumbia, Ala. Thence southwest along the center of the Lee Highway, to where the said center line intersects the south line of section eight. Thence east along the south line of sections eight, nine, and ten to the half mile line of section ten. Thence north along the half mile line of sections ten and three to the north line of section three, the same being the South Corporate Limits of the City of Sheffield, Ala. Thence west along the north line of sections three and two, to the north east corner of the Corporate Limits of the City of Tuscumbia, Ala. Thence in a southwesterly direction along the East Corporate Limits of the City of Tuscumbia, Ala., to the north side of the north commons. Thence east along the north side of the north commons to the east side of the east commons. Thence south along the east side of the east commons to the south side of the south commons. Thence west along the south side of the south commons to the intersection of the south side of the south commons and the east line of Government Terrace. Thence south along the east line of Government Terrace to the southeast corner of the above mentioned sub-division. Thence in a southwesterly direction to the north boundary line of Capitol Terrace. Thence west along the south line of Government Terrace and Government Terrace Addition to the point of beginning.

The above described being part of sections eight, nine, ten, three and four; T. 4; R. 11 W.

Beginning at the intersection of the south line of the commons with the west line of the west commons. Thence west to the east right of way line to the Southern Railway. Thence in a northeasterly direction along the above mentioned right of way line to the west side of the west commons. Thence south along the west commons to the point of beginning.

The above described being part of the north half of section 8; T. 4; R. 11 W.

Sec. 2—Provided further that no municipal taxes shall be levied or collected by the city of Tuscumbia, Ala., on above described lands brought within the city limits of the city of Tuscumbia, Ala., by the operation of this Act for a period of ten years from the passage of this Act.

THE STATE OF ALABAMA,

Colbert County.

Before me, Margaret Tompkins, a Notary Public in and for said County and State, personally appeared W. T. Goodloe, who, being first duly and legally sworn, doth depose and say that he is the editor and proprietor of the Tuscumbia Times, a newspaper published in Colbert County Alabama, and which is a weekly newspaper, that the notice, a copy of which is hereto attached, was inserted in said Tuscumbia Times, and has been published and has appeared regularly in said Tuscumbia Times for four consecutive weeks on the following dates of issue of said newspaper: June 7th, 1927, June 14th, 1927, June 21st, 1927, June 28th, 1927.

Subscribed and sworn to before me on this the 14th of July, 1927.

W. T. Goodloe,
Margaret Tompkins,
Notary Public.

By Mr. Monk:

H. 818. A Bill to be entitled an Act to propose an amendment to the Constitution of Alabama to permit certain school districts in Dale and Barbour Counties to levy and collect for school purposes a tax of ten mills in addition to all taxes now authorized.

Be it Enacted by the Legislature of Alabama:

Section 1. That the following amendment to the Constitution of Alabama is hereby proposed, to wit: Midland City School District No. 15 in Dale County, Ariton School District No. 50 in Dale County, and Baker Hill School District No. 28 in Barbour County shall each have the right and power by a majority vote of the qualified electors of such districts voting at an election held for that purpose to levy and collect for public school purposes including the payment of indebtedness a tax not to exceed ten mills any one year in addition to all other taxes now authorized by law. The election in such districts to determine whether or not such tax shall be levied shall be called, held and conducted as now provided by law for calling and conducting an election to determine whether or not the three mill district school tax shall be levied and collected, and the laws governing the handling and the expenditure of the proceeds of the ten mill tax herein provided for shall be in all respects in accordance with the law governing the handling and the expenditure of the three mill district school tax.

Section 2. This Amendment shall be submitted to the qualified voters of the State at the General Election to be held in 1928.

The above and foregoing Bill H. 818 proposing an amendment to the Constitution was read one time at length and referred to the Standing Committee on Constituion and Constitutional Amendments.

By Mr. Rogers of Elmore:

H. 819. "For the relief of persons who suffered damage to crops, domestic animals, or other personal property, by the flood waters caused by the breaking of the State's dam at Speigner."

Appropriation.

By Mr. Rogers of Mobile:

H. 820. Applicable to all counties in this state having a population of more than ninety-five thousand and less than three hundred thousand according to the last or any subsequent Federal census and to counties immediately adjoining all counties having such a population, and providing that all bridges used by the public in conection with any public road, whether free or toll bridges, in cases where such bridges may be purchased by such counties or any of them, or the state of Alabama, upon terms specified in any contract entered into between the owners of such bridge and the governing body of any one or more of such counties, are exempt from all state, county and municipal taxation.

Judiciary.

By Mr. Vickers:

H. 821. To increase the power and authority of Boards of Revenue and Road Commissioners, Courts of County Commissioners, Courts of like jurisdiction, and other governing bodies of counties, having a population of more than ninety-five thousand and less than three hundred thousand, according to the last or any subsequent Federal census, and the counties immediately adjoining any county having such a population, in connection with the construction and operation of bridges in such counties, and in conection with the acquisition of such bridges by such counties by leasing and the operation of same by such counties by lease or otherwise, and authorizing the expenditure of county funds for such purpose; and authorizing the governing bodies of such counties to authorize any person, firm or corporation to construct such bridges and to maintain and operate the same for a period of years, and to charge tolls for the use thereof; and authorizing and empowering the governing bodies of such counties to enter into, execute and perform contracts either alone or jointly for the operation by lease or otherwise of such bridges by such counties, as free or toll bridges, and to expend county funds in the performance of such contracts

and in the maintenance and operation of such bridges, whether such bridges are wholly in one county or partly in one county and partly in another; and authorizing the expenditure of county funds for the maintenance and operation of such bridges whether the same be located wholly within such county or partly outside of the limits of such county, and in paying for liability incurred by such county on account of accidents or injuries that may arise from their operation; and authorizing the governing bodies of such counties to contract with the governing bodies of adjoining counties for the joint leasing, taking over or operation of such bridges, and authorizing such counties to enter into such contracts and operate such bridges, whether they lie in part or wholly within the limits of any incorporated municipality; and defining the word "bridges"; and ratifying and confirming all contracts heretofore made by the governing bodies of such counties, whether with each other or with private parties, for the taking over, maintenance, leasing and operation of such bridges, and all contracts and agreements heretofore made by any such county through its governing body with regard to any of the matters which this Act authorizes the governing bodies of such counties to do.

Local Legislation.

By Mr. Vickers:

H. 822. To amend Section 15 of an Act approved April 8th, 1911 and entitled "An Act to provide and create a commission form of government and to authorize the adoption of the same in all cities and towns in the State of Alabama which now are not, or hereafter may not be, within the influence or operation of any other valid legislative enactment authorizing or adopting such form of government; to regulate the selection, and election of commissioners and their terms of office and retention in and recall from office; to provide for the selection of one commissioner as mayor, and the retention in office of certain officials; to fix the powers, duties and compensation of such commissioners; to punish improper conduct in connection with elections and petitions hereunder; to abolish boards of public works, police commissioners, councilmen, aldermen, and certain other city and town officials of such municipalities as adopt the said form of government; and generally to authorize and provide for the creation and maintenance of said commission form of government."

Municipal Organization.

REPORT OF RULES COMMITTEE

Mr. Tunstall, Vice-Chairman of the Standing Committee on Rules returned to the House with a favorable report the following Resolutions:

By Mr. Ware:

H. R. 92. Resolved that House Bill 611 entitled an Act to levy a license tax upon any person, firm or corporation owning, controlling or operating a chain of stores where wares, goods and merchandise are retailed to fix the amount of such license tax and to define a "Chain of Stores", be made a special paramount continuing order for the 36th Legislative Day immediately after the report of Standing Committees.

And the resolution was adopted.

By Rules Committee:

H. J. R. 93. Resolved by the House, the Senate concurring, that a Joint Committee be composed of three members from the House to be appointed by the Speaker of the House, and three members from the Senate to be appointed by the Presiding Officer of the Senate be and is hereby created and instructed to make a careful and thorough investigation of the increased income to the State under the provisions of the new Revenue Bill and make report thereof to the House and Senate at the earliest practical moment.

And the resolution was adopted.

By Rules Committee:

H. R. 94. Be it resolved by the House that the following House Bills be made special paramount continuing orders, in the order named, for the 32nd Legislative Day immediately after the Special Orders now on the Calendar are disposed of: H. 377; H. 368; H. 275; H. 276; H. 277; S. 330; S. 331.

And the resolution was adopted.

By Rules Committee:

H. J. R. 95. Whereas, a Joint Resolution has just passed providing for investigation and report as to increased Revenue under the new Revenue Bill,

Therefore, be it resolved that no Bill carrying an appropriation shall be considered until after report of said Joint Committee.

And the resolution was adopted.

RESOLUTION

The following Resolution was introduced:

By Mr. Moxley:

H. R. 96. Be it resolved that House Bill 467, To repeal Sections 4348, 4349, 4352, 4355 and 4356 of Chapter 152 Article 1 of the Code of 1923, Also Senate Bill 257, To amend Section 2848 of the Code of 1923, Relating to Public Health laws, also Senate Bill 260, To amend Sections 1051, 1058, 1059, 1063, 1073, 1074, 1081, 1087, 1134, 1135, 1141, 1146, of Chapter 31, Article 1 of

the 1923 Code of Alabama be made a special order for the 33rd Legislative Day.

And the resolution was referred to the Standing Committee on Rules.

BILLS ON SECOND READING

Mr. Sanderson, Chairman of the Standing Committee on Revision of Laws, reported that said Committee in session had acted on the following bills and ordered same returned to the House with a favorable report:

H. 795. To amend Sections 325, 326, 329, 332, 337, 343, 344, 345, 347, 348, 349, 354, 358, and 359, Code of Alabama 1923, and to repeal section 330, Code of Alabama 1923, relating to the practice of dentistry and dental hygiene, composing Chapter 18, Volume 1, of said Code.

H. 758. To require the Boards of Revenue, Courts of County Commissioners or other like or similar governing bodies, by whatever name called, of all counties in this State in which the Circuit Court or other courts of like jurisdiction, is or may hereafter be held at the county site and at a place in such county other than at the County site to so form the precincts or beats of such county as to make the whole of each precinct or beat lie wholly within the territorial jurisdiction of such court holding at the county site or in the territorial jurisdiction of such court holding at such other place.

H. 787. To amend Section 9508 of the Code of Alabama of 1923.

H. 632. To amend Section 5695 of the Code of Alabama, 1923.

Mr. Morrow, Chairman of the Standing Committee on Local Legislation, reported that said committee in session had acted on the following bills and ordered same returned to the House with a favorable report:

H. 728. To amend an Act to amend Section 4 of an Act entitled an act "To establish an Inferior Court in Precincts 21, 37, 10, 34, 42 and 46, in Jefferson County, Alabama, and in all other precincts lying within or partly within, the City of Birmingham, Alabama, except Precincts 45, 52, and 29 in lieu of all Justices of the peace in said precincts and in lieu of all notaries public with powers of justices of the peace, and in lieu of all other inferior courts created in lieu of justices of the peace heretofore created in said territory, to define the jurisdiction and power of said court, the judge, clerks and other officers thereof; to define the jurisdiction thereof, provide for a place of holding said court, terms and saalties of said Judge and officers of said

court, the manner of their appointment and election, and the payment of their salaries." Approved July 12, 1915.

H. 743. To fix and regulate the compensation of the Registers of the Circuit Court in counties in the State having more than two hundred thousand population, according to the last or any succeeding federal census, and to provide for the payment of such compensation.

H. 747. To relieve the Tax Assessor of Chambers County from the duty of preparing a book of assessments and in lieu thereof to arrange in alphabetical order, according to beats, the original assessment lists and have same permanently bound and kept as permanent record and prepare tax collector's abstracts from said assessed lists.

H. 737. To amend an act entitled "An act to amend the title, and Sections one, four, six, seven, eight, nine, eighteen, twenty-seven, thirty and thirty-three of an Act entitled: 'An act to regulate inferior courts or courts of common pleas, or by whatsoever name the same is known and called, in cities having as many as thirty-five thousand and less than fifty thousand population, according to the last or any subsequent Federal census; to provide and define the jurisdiction and powers of such courts; to provide for the judges and officers of such courts, and their powers, duties and compensation and to fix the fees and costs for such courts; to provide the rules of procedure for such courts; and for the operation thereof; and to provide for registering, and a lien for its judgments; and to abolish justices of the peace in such cities', approved February 19, 1919, found in the General Acts of Alabama, 1919, pages 155 to 163, inclusive" approved September 7th, 1923, found in the general acts of Alabama, 1923, pages 251 to 255, inclusive.

The above and foregoing bills were severally read a second time and placed on the calendar.

Mr. Sanderson, Chairman of the Standing Committee on Revision of Laws, reported that said Committee in session had acted on the following bill and ordered same returned to the House with an adverse report:

H. 782. To repeal Section 4785, of the Code of Alabama, approved October, 3rd 1923.

The above and foregoing bill was severally read a second time and placed on the adverse calendar.

MESSAGE FROM THE SENATE

Mr. Speaker:

The Senate has passed the following House Bills, and returns same herewith to the House.

H. 612. To further prescribe the duties and fix the salary of the court reporter of the Seventeenth Judicial Circuit of Alabama and to provide for the payment of same.

H. 562. For the relief of Lucien W. Brown.

H. 649. To provide for the election of County Superintendent of Education of Coosa County, Alabama, to fix his term of office, to prescribe his salary and provide for the manner of payment of the same; to define his qualifications, powers and duties, and to provide that women who meet the requirements of this Act are eligible to nomination and election to the office of County Superintendent of Education of Coosa County, Alabama; to provide for the election of his successor in office; and to provide for his removal by the County Board of Education for good cause.

J. E. Speight,
Secretary.

MESSAGE FROM THE GOVERNOR

To The Legislature of Alabama,
Gentlemen of the House:

I am returning herewith House Bill No. 356 to the House, the body in which it originated, without my approval and I suggest certain executive amendments, which if adopted will render the Act free from objections.

Amend Section Three (3) of the Bill by striking therefrom the following words:

"And Circuit Judges may hold said court when it is deemed proper to do so and shall do so when authorized by law and the judge of the DeKalb County Court may hold the circuit Court when it is deemed proper to do so and shall do so when authorized by law."

Amend the Act further by striking from Section Five (5) thereof the following words:

"That there shall be taxed as a trial fee the sum of five dollars in each case tried in said court except in civil cases where the amount involved as shown by the complaint is less than one hundred dollars in which cases a trial tax of three dollars shall be taxed in each case; said trial tax shall be taxed and collected as a part of the cost of said fee shall be taxed not only in all cases where there is a conviction for a criminal offense, but in all cases where the prosecutor is taxed with the cost. Said trial fee in all cases shall be paid by the clerk of said court into the county treasury for the benefit of the general funds."

In my judgment these subjects are not covered by the title of the Act and if they were covered by the title of the Act would render the title of the Act duplex and hence violative of Section 45 of the Constitution of 1901.

Respectfully,
(Signed) Bibb Graves,
Governor.

And on motion of Mr. Bartlett the House concurred in and adopted the amendment proposed by the Governor to the Bill H. 356. Said amendment as proposed by the Governor being set out in the above and foregoing Message from the Governor.

Yeas, 85; Nays, 0.

Yeas:

Messrs.:

Mr. Speaker	Frey	Langdon	Quillin
Adcock	Golson	Lawler	Rankin
Allen	Goode	Lee	Ringer
Anderson	Goodwyn	Lovelace	Rivers
Ashcraft	Graves	Luck	Rogers (Mobile)
Baldwin	Green	McAdory	St. John
Bartlett	Grove	Matthews	Sanders (Pike)
Beebe	Gullatt	Merrill	Sanderson
Brunson	Guy	Miller (Marengo)	Smith
Bryant	Hampton	Miller (Sumter)	Stephens
Burleson	Hawkins	Molette	Stewart (Calhoun)
Burns	Hightower	Monk	Thompson
Cannon	Hollis	Morrow	Tunstall
Christian	Howell	Moxley	Vickers
Cockrell	Hughes	Nipper	Waddell
Cook	Jeter	Owens	Wallace
Darden	Johnson	Parish	Ward (Tuscaloosa)
Deloney	Jones (Cleburne)	Patterson	Ware
Desear	Jordan (Etowah)	Pegues	Webb
Edmundson	Jordan (Washington)	Pitts	Weldon
Edwards	Kirkpatrick	Poole	Winn
Fite			

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Which was a majority of the whole number elected to the House.

And said Bill:

H. 356. To establish a county court for DeKalb County, Alabama; to define its jurisdiction and powers; to provide for its officers, their powers, duties and compensation; to provide that said court shall be open at all times for the trial of cases and transaction of business; to provide the rules and procedure of said court; to provide for the transfer of certain causes now and hereafter pending in the Circuit Court and the Probate Court of DeKalb County Alabama to the DeKalb County Court; and to provide for the transfer of certain cases pending in said DeKalb County Court to the equity side of the Circuit Court of DeKalb County Alabama.

As amended by the amendment proposed by His Excellency, the Governor, was again read a third time at length and passed.

Yeas, 85; Nays, 0.

Yeas:

Messrs.:

Mr. Speaker	Bartlett	Cannon	Desear
Adcock	Beebe	Christian	Edmundson
Allen	Brunson	Cockrell	Edwards
Anderson	Bryant	Cook	Fite
Ashcraft	Burleson	Darden	Frey
Baldwin	Burns	Deloney	Golson

Goode	Jordan (Etowah)	Morrow	Sanders (Pike)
Goodwyn	Jordan (Washington)	Moxley	Sanderson
Graves	Kirkpatrick	Nipper	Smith
Green	Langdon	Owens	Stephens
Grove	Lawler	Parish	Stewart (Calhoun)
Gullatt	Lee	Patterson	Thompson
Guy	Lovelace	Pegues	Tunstall
Hampton	Luck	Pitts	Vickers
Hawkins	McAdory	Poole	Waddell
Hightower	Matthews	Quillin	Wallace
Hollis	Merrill	Rankin	Ward (Tuscaloosa)
Howell	Miller (Marengo)	Ringer	Ware
Hughes	Miller (Sumter)	Rivers	Webb
Jeter	Molette	Rogers (Mobile)	Weldon
Johnson	Monk	St. John	Winn
Jones (Cleburne)			

Which was a majority of the whole number elected to the House.

SPECIAL ORDERS

The House proceeded to the consideration of the Special Orders which were the bills:

H. 629. A Bill to be Entitled an Act to provide for and submit to the qualified electors of the State of Alabama an amendment to the Constitution of Alabama, authorizing the City of Mobile, in addition to the taxes it is now or may hereafter be authorized and empowered to levy and collect, to levy and collect annually an additional tax on the property situated therein, for general municipal purposes, not to exceed that portion of the three-fourths of one per centum authorized by Section 216 of the Constitution of Alabama to be levied to pay the debt existing on the 6th day of December, 1875, with interest thereon, or any renewal of such debt, which shall not be levied or be required to be levied and collected during such year, to pay, at maturity, the said debt existing on the 6th day of December, 1875, with interest thereon, or any renewal of such debt, provided that the Legislature of Alabama may, from time to time, reduce the limit of additional taxation authorized thereby; and ordering an election by the qualified voters of the State of Alabama upon such proposed amendment, such election to be held on the second Tuesday next after three months after the date of the final adjournment of this session of the Legislature.

Section 1. Be it Enacted by the Legis'ature of Alabama that the following amendment to the Constitution of Alabama is hereby proposed, and an election is hereby ordered by the qualified voters of the state upon such proposed amendment, to be held on the second Tuesday after the expiration of three months after the date of the final adjournment of the present Legislature, at

which said amendment shall be voted upon. The proposed amendment is as follows:

"The City of Mobile, Alabama, in addition to the taxes it is now or may hereafter be authorized and empowered to levy and collect, may levy and collect annually an additional tax on the property situated therein for general municipal purposes not to exceed that portion of the three-fourths of one percentum authorized by Section 216 of the Constitution of Alabama to be levied to pay the debt existing on the 6th day of December, 1875, with interest thereon, or any renewal of such debt, which shall not be levied or be required to be levied and collected during such year, to pay, at maturity, the said debt existing on the 6th day of December, 1875, with interest thereon, or any renewal of such debt; provided, that the Legislature of Alabama may, from time to time, reduce the limit of additional taxation authorized hereby."

Section 2. It is ordered by the Legislature that an election by the qualified electors of this state upon the aforesaid proposed amendment to the Constitution of Alabama be held on the second Tuesday next after three months after the date of the final adjournment of this session of the Legislature.

Mr. Vickers offered the following amendment to the Bill H. 629.

Amen House Bill No. 629 by adding thereto the following:

Section 3. That notice of the election hereby ordered together with the amendment hereby proposed shall be given by a proclamation of the Governor which shall be published in one newspaper once a week in each county in the State for at least eight successive weeks next preceding the day hereby appointed for such election.

Section 4. The expenses of the election herein provided for and the cost of the publication of the notices shall be paid out of the State Treasury in the samemanner as the expenses of other elections are paid.

And the amendment offered by Mr. Vickers was adopted.

Yeas, 85; Nays, 0.

Yeas:

Messrs:

Mr. Speaker	Burns	Edmundson	Hollis
Adcock	Cannon	Edwards	Howard
Anderson	Carter	Frey	Howell
Ashcraft	Christian	Goode	Hughes
Baldwin	Cockrell	Goodwyn	Jeter
Bartlett	Cook	Green	Johnson
Beebe	Darden	Grove	Jones (Bullock)
Brunson	Deloney	Harwood	Jordan (Etowah)
Bryant	Denson	Hawkins	Jordan (Washington)
Burleson	Desear	Hightower	Kirkpatrick

Langdon	Moxley	Rogers (Elmore)	Thompson
Lawler	Nipper	Rogers (Mobile)	Tunstall
Lee	Owens	St. John	Vickers
Lovelace	Parish	Sanders (Conecuh)	Waddell
Luck	Patterson	Sanders (Pike)	Wallace
McAdory	Pegues	Sanderson	Ward (Geneva)
Matthews	Pitts	Shivers	Ward (Tuscaloosa)
Merrill	Poole	Smith	Ware
Miller (Marengo)	Quillin	Stephens	Webb
Miller (Sumter)	Ringer	Stewart (Bibb)	Weldon
Molette	Rivers	Stewart (Calhoun)	Winn
Monk			

—85

And said Bill:

H. 629. A Bill to be entitled An Act to provide for and submit to the qualified electors of the State of Alabama an amendment to the Constitution of Alabama, authorizing the City of Mobile, in addition to the taxes it is now or may hereafter be authorized and empowered to levy and collect, to levy and collect annually an additional tax on the property situated therein, for general municipal purposes, not to exceed that portion of the three-fourths of one per centum authorized by Section 216 of the Constitution of Alabama to be levied to pay the debt existing on the 6th day of December, 1875, with interest thereon, or any renewal of such debt, which shall not be levied or be required to be levied and collected during such year, to pay, at maturity, the said debt existing on the 6th day of December, 1875, with interest thereon, or any renewal of such debt, provided that the Legislature of Alabama may, from time to time, reduce the limit of additional taxation authorized thereby; and ordering an election by the qualified voters of the State of Alabama upon such proposed amendment, such election to be held on the second Tuesday next after three months after the date of the final adjournment of this session of the Legislature.

Section 1. Be it enacted by the Legislature of Alabama that the following amendment to the Constitution of Alabama is hereby proposed, and an election is hereby ordered by the qualified voters of the state upon such proposed amendment, to be held on the second Tuesday after the expiration of three months after the date of the final adjournment of the present Legislature, at which said amendment shall be voted upon. The proposed amendment is as follows:

"The City of Mobile, Alabama, in addition to the taxes it is now or may hereafter be authorized and empowered to levy and collect, may levy and collect annually an additional tax on the property situated therein for general municipal purposes, not to exceed that portion of the three-fourths of one per centum authorized by Section 216 of the Constitution of Alabama to be levied to pay the debt existing on the 6th day of December, 1875,

with interest thereon, or any renewal of such debt, which shall not be levied or be required to be levied and collected during such year, to pay, at maturity, the said debt existing on the 6th day of December, 1875, with interest thereon, or any renewal of such debt; provided, that the Legislature of Alabama may, from time to time, reduce the limit of additional taxation authorized hereby."

Section 2. It is ordered by the Legislature that an election by the qualified electors of this state upon the aforesaid proposed amendment to the Constitution of Alabama be held on the second Tuesday next after three months after the date of the final adjournment of this session of the Legislature.

As amended was read a third time at length and passed.

Yeas, 92; Nays, 1.

Yeas:

Messrs:

Mr. Speaker	Frey	Lawler	Rivers
Adcock	Golson	Lee	Rogers (Elmore)
Anderson	Goode	Lovelace	Rogers (Mobile)
Ashcraft	Goodwyn	Luck	St. John
Baldwin	Graves	McAdory	Sanders (Conecuh)
Bartlett	Green	Matthews	Sanders (Pike)
Beebe	Gullatt	Merrill	Sanderson
Brunson	Guy	Miller (Marengo)	Smith
Bryant	Hampton	Miller (Sumter)	Stephens
Burleson	Harwood	Molette	Stewart (Bibb)
Burns	Hawkins	Monk	Stewart (Calhoun)
Cannon	Hightower	Morrow	Thompson
Carter	Hollis	Moxley	Tompkins
Christian	Howell	Nipper	Tunstall
Cockrell	Hubbard	Owens	Vickers
Cook	Hughes	Parish	Waddell
Darden	Jeter	Patterson	Wallace
Deloney	Johnson	Pegues	Ward (Geneva)
Denson	Jones (Bullock)	Pitts	Ward (Tuscaloosa)
Desear	Jordan (Etowah)	Poole	Ware
Edmundson	Jordan (Washington)	Quillin	Webb
Edwards	Kirkpatrick	Rankin	Weldon
Fite	Langdon	Ringer	Winn

Nays:—Mr. Grove.—1.

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By Mr. Webb:

H. 647. To validate and legalize elections heretofore held under the provisions of an act of the Legislature approved February 13, 1919, entitled, "An Act to provide for elections to authorize any county in the State to levy and collect a special county tax for public school purposes not to exceed thirty (30) cents on each one hundred dollars (\$100.00) worth of taxable property in such county; to authorize any school district, in any county that may be levying special county taxes for school pur-

poses of not less than thirty (30) cents on each one hundred dollars (\$100.00) worth of taxable property in such county, to levy a special district tax for school purposes not to exceed thirty (30) cents on each one hundred dollars (\$100.00) worth of taxable property in such school district; and to authorize boards of education to issue interest bearing warrants to erect, repair and equip school buildings and to otherwise improve school facilities," and under the provisions of Article 12 of an Act of the Legislature approved September 26, 1919, entitled, "An Act to provide a complete educational system for the State of Alabama, etc.," or any amendments thereto, or any subsequent acts of the Legislature relating to special school tax elections.

Was read a third time at length and passed.

Yeas, 72; Nays, 0.

Yeas:

Messrs.:

Mr. Speaker	Golson	Lee	Ringer
Adcock	Goodwyn	Lovelace	Rivers
Anderson	Graves	McAdory	Rogers (Elmore)
Ashcraft	Green	Matthews	Rogers (Mobile)
Baldwin	Grove	Miller (Marengo)	Sanders (Pike)
Bartlett	Gullatt	Molette	Smith
Brunson	Guy	Monk	Stephens
Bryant	Harwood	Morrow	Stewart (Calhoun)
Burleson	Hawkins	Moxley	Thompson
Cannon	Hightower	Nipper	Tompkins
Carter	Hollis	Norman	Vickers
Cockrell	Hughes	Owens	Waddell
Cook	Jeter	Parish	Wallace
Darden	Johnson	Patterson	Ward (Geneva)
Denson	Jones (Bullock)	Pegues	Ward (Tuscaloosa)
Desear	Jones (Cleburne)	Pitts	Ware
Edwards	Jordan (Etowah)	Quillin	Webb
Frey	Jordan (Washington)	Rankin	Weldon

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On motion of Mr. Webb the Bill H. 647 was sent forthwith to the Senate without engrossment.

H. 539. A Bill to be entitled an Act to provide and submit to the qualified electors of the State of Alabama at an election to be held at the next general election after the final adjournment of the present session of the Legislature an amendment to the Constitution of Alabama authorizing all counties to incur bonded indebtedness in addition to all indebtedness now authorized by the Constitution, or any amendment thereto prior to the date of this amendment, in an amount not exceeding one and one-half per centum of the assessed value of property therein, as assessed for State taxation, provided such additional bonded indebtedness

is authorized by a majority vote by ballot of the qualified voters of such county voting upon such proposition.

Be it Enacted by the Legislature of Alabama:

Section 1. That the following amendment to the Constitution of Alabama is hereby proposed, and an election by the qualified electors of the State is hereby ordered upon such proposed amendment and the day appointed for such election is at the next general election after the final adjournment of the present session of the Legislature at which this amendment is proposed. The amendment proposed is as follows:

All counties are hereby authorized to incur bonded indebtedness, in addition to all indebtedness now authorized by the Constitution of Alabama, or any amendment thereto prior to the date of this amendment, in an amount not exceeding one and one-half per centum of the assessed value of property therein, as assessed for State taxation, provided such additional bonded indebtedness is authorized by a majority vote by ballot of the qualified voters of such county voting upon such proposition.

Section 2. That notice of the election hereby ordered together with the amendment hereby proposed shall be given by a proclamation of the Governor which shall be published in one newspaper once a week in each county in the State for at least eight successive weeks next preceding the day hereby appointed for such election.

Section 3. That at the election hereby ordered to be held as herein provided, the qualified electors shall vote on said proposed amendment and on the official ballot printed for such election there shall be printed the following: "Shall the following proposed amendment be adopted?"

"All counties are hereby authorized to incur bonded indebtedness, in addition to all indebtedness now authorized by the Constitution of Alabama, or any amendment thereto prior to the date of this amendment, in an amount not exceeding one and one-half per centum of the assessed value of property therein, as assessed for State taxation, provided such additional bonded indebtedness is authorized by a majority vote by ballot of the qualified voters of such county voting upon such proposition."

Following the proposed amendment on the ballot shall be printed the word "Yes", and immediately under that shall be printed the word "No." The choice of the elector shall be indicated by a cross mark made by him, or under his direction, opposite the word expressing his desire.

Section 4. That the officers to hold such election shall be the same, and shall be appointed in the same manner and by the same officials as provided by the election law of the State for the appointment of officers to hold general elections in this State, and the election shall be held in all things in accordance

with this Act, the law governing general elections and the Constitutional provisions concerning amendments to the Constitution.

Section 5. That the votes cast at such election shall be counted, canvassed and tabulated and return made to the Secretary of State in the same manner as in elections of representatives to the Legislature; and if it shall thereupon appear that a majority of the qualified electors who voted at such election upon the proposed amendment voted in favor of the same, such amendment shall be valid in all intents and purposes as a part of the Constitution of Alabama.

Section 6. The result of such election shall be made known by proclamation by the Governor.

Section 7. The expenses of the election herein provided for and the cost of the publication of the notices shall be paid out of the State Treasury in the same manner as the expenses of other general elections are paid.

Was taken up. The question was upon the adoption of the substitute reported by the Standing Committee on Constitution and Constitutional Amendments Said substitute being as follows:

Substitute to H. 539. A Bill to be entitled an Act to provide and submit to the qualified electors of the State of Alabama at an election to be held on the second Tuesday next after the expiration of three months from the date of the final adjournment of the present session of the Legislature an amendment to the constitution of Alabama authorizing all counties to incur bonded indebtedness in addition to all indebtedness now authorized by the Constitution, or any amendment thereto prior to the date of this amendment, in an amount not exceeding one and one half per centum of the assessed value of property therein, as assessed for state taxation, provided such additional bonded indebtedness is authorized by a majority vote by ballot of the qualified voters of such county voting upon such proposition.

Be it Enacted by the Legislature of Alabama:

Section 1. That the following amendment to the Constitution of Alabama is hereby proposed, and an election by the qualified electors of the State is hereby ordered upon such proposed amendment and the day appointed for such election is the second Tuesday next after the expiration of three months from the date of the final adjournment of the present session of the Legislature at which this amendment is proposed. The amendment proposed is as follows:

All counties are hereby authorized to incur bonded indebtedness, in addition to all indebtedness now authorized by the Constitution of Alabama, or any amendment thereto prior to the date of this amendment, in an amount not exceeding one and

one half per centum of the assessed value of property therein, as assessed for State taxation, provided such additional bonded indebtedness is authorized by a majority vote by ballot of the qualified voters of such county voting upon such proposition.

Section 2. That notice of the election hereby ordered together with the amendment hereby proposed shall be given by a proclamation of the Governor which shall be published in one newspaper once a week in each county in the State for at least eight successive weeks next preceding the day hereby appointed for such election.

Section 3. The expenses of the election herein provided for and the cost of the publication of the notices shall be paid out of the Treasury of the State in the same manner as the expenses of other elections are paid.

Mr. Sanderson offered the following amendment to the Substitute reported by the Standing Committee on Constitution and Constitutional Amendments.

The section 1 of the substitute for House Bill No. 539 be amended by adding the following words to said section one immediately after the last word thereof, to-wit:

"Providing that this amendment shall not apply to Montgomery county, Alabama."

And the amendment offered by Mr. Sanderson to the substitute was adopted.

Mr. Grove offered the following amendment to the substitute reported by the Standing Committee on Constitution and Constitutional Amendments.

Amend substitute for H. B. 539 by adding thereto at the end of Section 1 the following: "Provided, however, that the provisions of this amendment shall not apply to Mobile county."

And the amendment offered by Mr. Grove to the substitute was adopted.

And the substitute reported by the Standing Committee on Constitution and Constitutional Amendments as amended was adopted.

Yeas, 66; Nays, 18.

Yeas:

Messrs:

Mr. Speaker
Adcock
Allen
Anderson
Ashcraft
Baldwin
Bartlett
Beebe
Brunson
Bryant
Burns

Christian
Cockrell
Cook
Darden
Denson
Desear
Edmundson
Edwards
Fite
Freym
Golson

Goode
Goodwyn
Green
Grove
Gullatt
Harwood
Hawkins
Howard
Hughes
Jeter
Jones (Bullock)

Jordan (Etowah)
Jordan (Washington)
Kirkpatrick
Langdon
Lee
Lovelace
McAdory
Matthews
Miller (Sumter)
Monk
Morrow

Nipper	Poole	Tunstall	Ward (Tuscaloosa)
Norman	Rogers (Elmore)	Vickers	Ware
Parish	Rogers (Mobile)	Waddell	Webb
Patterson	Stephens	Wallace	Weldon
Pegues	Stewart (Calhoun)	Ward (Geneva)	Winn
Pitts	Thompson		

—66

Nays:

Messrs:

Cannon	Hollis	Moxley	Sanders (Pike)
Carter	Hubbard	Powell	Sanderson
Deloney	Johnson	Quillin	Stewart (Bibb)
Guy	Jones (Cleburne)	Rankin	Tompkins
Hightower	Lawler		

—18

And the Bill:

H. 539. A Bill to be entitled an Act to provide and submit to the qualified electors of the State of Alabama at an election to be held at the next general election after the final adjournment of the present session of the Legislature an amendment to the Constitution of Alabama authorizing all counties to incur bonded indebtedness in addition to all indebtedness now authorized by the Constitution, or any amendment thereto prior to the date of this amendment, in an amount not exceeding one and one-half per centum of the assessed value of property therein, as assessed for State taxation, provided such additional bonded indebtedness is authorized by a majority vote by ballot of the qualified voters of such county voting upon such proposition.

Be it Enacted by the Legislature of Alabama:

Section 1. That the following amendment to the Constitution of Alabama is hereby proposed, and an election by the qualified electors of the State is hereby ordered upon such proposed amendment and the day appointed for such election is at the next general election after the final adjournment of the present session of the Legislature at which this amendment is proposed. The amendment proposed is as follows:

All counties are hereby authorized to incur bonded indebtedness, in addition to all indebtedness now authorized by the Constitution of Alabama, or any amendment thereto prior to the date of this amendment, in an amount not exceeding one and one-half per centum of the assessed value of property therein, as assessed for State taxation, provided such additional bonded indebtedness is authorized by a majority vote by ballot of the qualified voters of such county voting upon such proposition.

Section 2. That notice of the election hereby ordered together with the amendment hereby proposed shall be given by a proclamation of the Governor which shall be published in one newspaper once a week in each county in the State for at least eight

successive weeks next preceding the day hereby appointed for such election.

Section 3. That at the election hereby ordered to be held as herein provided the qualified electors shall vote on said proposed amendment and on the official ballot printed for such election there shall be printed the following: "Shall the following proposed amendment be adopted?"

"All counties are hereby authorized to incur bonded indebtedness, in addition to all indebtedness now authorized by the Constitution of Alabama, or any amendment thereto prior to the date of this amendment, in an amount not exceeding one and one-half per centum of the assessed value of property therein, as assessed for State taxation, provided such additional bonded indebtedness is authorized by a majority vote by ballot of the qualified voters of such county voting upon such proposition."

Following the proposed amendment on the ballot shall be printed the word "Yes", and immediately under that shall be printed the word "No". The choice of the elector shall be indicated by a cross mark made by him, or under his direction, opposite the word expressing his desire.

Section 4. That the officers to hold such election shall be the same, and shall be appointed in the same manner and by the same officials as provided by the election laws of the State for the appointment of officers to hold general elections in this State, and the election shall be held in all things in accordance with this Act, the law governing general elections and the Constitutional provisions concerning amendments to the Constitution.

Section 5. That the votes cast at such election shall be counted, canvassed and tabulated and return made to the secretary of State in the same manner as in elections of representatives to the Legislature; and if it shall thereupon appear that a majority of the qualified electors who voted at such election upon the proposed amendment voted in favor of the same, such amendment shall be valid in all intents and purposes as a part of the Constitution of Alabama.

Section 6. The result of such election shall be made known by proclamation by the Governor.

Section 7. The expenses of the election herein provided for and the cost of the publication of the notices shall be paid out of the State Treasury in the same manner as the expenses of other general elections are paid.

As amended by the substitute reported by the Standing Committee on Constitution and Constitutional Amendments as amended was read a third time at length and passed.

Yeas, 69; Nays, 16.

*Yeas:**Messrs.:*

Mr. Speaker	Desear	Jordan (Washington)	Rivers
Adcock	Edmundson	Kirkpatrick	Patterson
Allen	Edwards	Langdon	Rogers (Elmore)
Anderson	Fite	Lee	Shivers
Ashcraft	Frey	Lovelace	Stephens
Baldwin	Goodwyn	McAdory	Stewart (Calhoun)
Bartlett	Graves	Matthews	Thompson
Beebe	Green	Merrill	Tunstall
Brunson	Grove	Miller (Marengo)	Vickers
Bryant	Gullatt	Molette	Waddell
Burleson	Harwood	Morrow	Wallace
Burns	Hawkins	Nipper	Ward (Geneva)
Carter	Howard	Norman	Ward (Tuscaloosa)
Christian	Howell	Parish	Ware
Cockrell	Hughes	Pegues	Webb
Cook	Jeter	Pitts	Weldon
Darden	Jordan (Etowah)	Ringer	Winn
Denson			

—69

*Nays:**Messrs:*

Cannon	Hollis	Moxley	Rogers (Mobile)
Golson	Johnson	Powell	Sanders (Pike)
Guy	Jones (Cleburne)	Quillin	Stewart (Bibb)
Hightower	Miller (Sumter)	Rankin	Tompkins

—16

H. 379. A Bill to be entitled An Act to provide and submit to the qualified electors of the State of Alabama, at an election to be held at the next general election at which this amendment is proposed, an amendment to the Constitution of the State of Alabama whereby the municipal corporation of Citronelle, in the State of Alabama, may, through the governing body of said town, with the approval of a majority vote by ballot of the duly qualified electors of said town, voting at a general or a special election called for that purpose, become indebted in an amount, over and above its present authorized indebtedness, not exceeding four per centum of the assessed value of the property therein.

Be it Enacted by the Legislature of Alabama:

Section 1. The following amendment to the Constitution of Alabama is hereby proposed to be submitted to the qualified electors of the State of Alabama for their consideration and action at an election to be held at the next general election at which this amendment is proposed. The proposed amendment is as follows:

The Town of Citronelle may, through the governing body of said town, with the approval of a majority vote by ballot of the duly qualified electors of said town, voting at a general or special election called for that purpose, become indebted in an amount, over and above its present authorized indebtedness, not exceed-

ing four per centum of the assessed value of the property therein. Each election held under the provisions hereof shall be ordered, held, canvassed, and may be contested in the same manner as is or may be provided by the law applicable to municipal corporations for elections to authorize the issuance of municipal bonds. The ballots used at such election shall contain the words: "For increased rate of bonded indebtedness for the Town of Citronelle," and "Against increased rate of bonded indebtedness for the Town of Citronelle." The rate of increased indebtedness proposed shall be shown in the blank space provided therefor. And the voter shall record his choice, whether for or against the increase in indebtedness of the Town of Citronelle, shown by placing a cross-mark before or after the words expressing his choice. Nothing herein contained shall in anywise change or affect the rights of any holder of bonds of said municipal corporation heretofore issued. Elections to authorize the issuance of such additional bonds may be held as often as ordered by the governing body of the municipality, but when a proposition is submitted to the electors to determine whether there shall be an increase in the bonded indebtedness of the municipality, and such proposition is defeated, no second election for the same purpose shall be held in one year thereafter.

Section 2. It shall be the duty of the Governor to give notice by proclamation to be published in one newspaper in each county in the state at least eight successive weeks next preceding the day hereby appointed for such election on the amendment hereby proposed by this act to be submitted to the qualified electors of the state for their consideration together with the proposed amendment.

Section 3. At said election on the amendment proposed by this act to be submitted to the qualified electors of the state for their consideration, to be held as herein provided, the qualified electors shall vote upon said amendment, and on the official ballots printed for such election there shall be printed the following, viz.: "Shall the following be adopted as an amendment to the Constitution of Alabama: The Town of Citronelle may, through the governing body of said town, with the approval of a majority vote by ballot of the duly qualified electors of said town, voting at a general or a special election called for that purpose, become indebted in an amount, over and above its present authorized indebtedness, not exceeding four percentum of the assessed value of the property therein. Each election held under the provisions hereof shall be ordered, held, canvassed, and may be contested in the same manner as is or may be provided by law applicable to municipal corporations for elections to authorize the issuance of municipal bonds. The ballots used at such election shall contain the words: 'For increased rate of bonded indebt-

edness for the Town of Citronelle,' and, 'Against..... increased rate of bonded indebtedness for the Town of Citronelle.' The rate of increased indebtedness proposed shall be shown in the blank space provided therefor. And the voter shall record his choice, whether for or against the increase in indebtedness of the Town of Citronelle, shown by placing a cross-mark before or after the words expressing his choice. Nothing herein contained shall in anywise change or affect the rights of any holder of bonds of said municipal corporation heretofore issued. Elections to authorize the issuance of such additional bonds may be held as often as ordered by the governing body of the municipality, but when a proposition is submitted to the electors to determine whether there shall be an increase in the bonded indebtedness of the municipality, and such proposition is defeated, no second election for the same purpose shall be held in one year thereafter." Following the proposed amendment on the ballot shall be printed the word "Yes," and immediately under that shall be printed the word "No." The choice of the elector shall be indicated by a cross-mark made by him, or under his direction, opposite the word expressing his desire.

Section 4. That the officers to hold such election shall be the same, and shall be appointed in the same manner and by the same officials as provided by the election law of the State for the appointment of officers to hold general elections in the State, and the election shall be held in all things in accordance with the law governing general elections and with the constitutional provision concerning amendments to that instrument.

Section 5. That the votes cast at said election shall be counted, canvassed and tabulated and return made to the Secretary of State in the same manner as in elections of representatives to the Legislature; and if it shall thereupon appear that a majority of the qualified electors who voted at such election upon the proposed amendment voted in favor of the same such amendment shall be valid in all intents and purposes as a part of the Constitution of Alabama. The result of such election shall be made known by the proclamation of the Governor.

Was taken up. Mr. Rogers of Mobile offered the following substitute for the Bill H. 379.

Substitute, Rogers of Mobile, to H. 379:

H. 379. A Bill to be entitled an Act to provide and submit to the qualified electors of the State of Alabama, at an election to be held on the second Tuesday next after the expiration of three months from the date of the final adjournment of this session of the Legislature, an amendment to the Constitution of the State of Alabama whereby the municipal corporation of Citronelle, in the State of Alabama, may, through the governing body of said town, with the approval of a majority vote by

ballot of the duly qualified electors of said town, voting at a general or special election called for that purpose, become indebted in an amount, over and above the amount of indebtedness said town is otherwise authorized by the Constitution and all other amendments thereto to incur, not exceeding four per centum of the assessed value of the property therein.

Be it enacted by the Legislature of Alabama:

Section 1. The following amendment to the Constitution of Alabama is hereby proposed to be submitted to the qualified electors of the State of Alabama for their consideration and action at an election to be held on the second Tuesday next after the expiration of three months from the date of the final adjournment of this session of the Legislature. The proposed amendment is as follows:

The town of Citronelle may, through the governing body of said town, with the approval of a majority vote by ballot of the duly qualified electors of said town, voting at a general or special election called for that purpose, become indebted in an amount, over and above the amount of indebtedness said town is otherwise authorized by the Constitution and all other amendments thereto, to incur, not exceeding four per centum of the assessed value of the property therein. In calculating the indebtedness of said town, there shall not be included any classes of indebtedness which are not included in other provisions of the Constitution limiting the indebtedness of said town. Each election held under the provisions hereof shall be ordered, held, canvassed, and may be contested in the same manner as is or may be provided by the law applicable to municipal corporations for elections to authorize the issuance of municipal bonds. The ballots used at such election shall contain the words: "For an increase of the indebtedness of the town of Citronelle, in the sum of \$....." and "Against an increase of the indebtedness of the town of Citronelle, in the sum of \$....." The amount of increased indebtedness proposed shall be shown in the blank space provided therefor. And the voter shall record his choice, whether for or against the increase in indebtedness of the town of Citronelle, by placing a cross-mark before or after the words expressing his choice. Nothing herein contained shall in any wise change or affect the rights of any holder of bonds of said municipal corporation heretofore issued. Elections to authorize the incurring of such additional indebtedness may be held as often as ordered by the governing body of the municipality, but when a proposition is submitted to the electors to determine whether there shall be an increase in the indebtedness of the municipality, in a certain amount, and such proposition is defeated, no second election for the same purpose and submitting

a proposition of increasing the indebtedness of said town in the same amount shall be held in one year thereafter.

Section 2. That notice of the election hereby ordered, together with a copy of the amendment hereby proposed shall be given by a proclamation of the Governor, which shall be published in one newspaper in each county in the State once a week for at least eight successive weeks next preceding the day hereby appointed for such election.

Section 3. The expenses of the election herein provided for and the cost of the publication of said notices shall be paid out of the State Treasury in the same manner as expenses of other elections are paid.

And the substitute offered by Mr. Rogers of Mobile was adopted.

Yeas, 76; Nays, 0.

Yeas:

Messrs.:

Mr. Speaker	Golson	Kirkpatrick	Powell
Adcock	Goodwyn	Lawler	Quillin
Allen	Graves	Lee	Rankin
Anderson	Green	McAdory	Ringer
Ashcraft	Grove	Matthews	Rivers
Baldwin	Gullatt	Merrill	Rogers (Elmore)
Bartlett	Guy	Miller (Marengo)	Rogers (Mobile)
Beebe	Harwood	Miller (Sumter)	Sanders (Pike)
Bryant	Hawkins	Molette	Sanderson
Burleson	Hightower	Monk	Smith
Burns	Howard	Morrow	Stephens
Cockrell	Howell	Moxley	Stewart (Calhoun)
Cook	Hubbard	Nipper	Thompson
Darden	Hughes	Norman	Tompkins
Deloney	Jeter	Owens	Vickers
Denson	Johnson	Parish	Ward (Geneva)
Desear	Jones (Bullock)	Patterson	Ware
Edwards	Jones (Clebune)	Pegues	Weldon
Frey	Jordan (Etowah)	Pitts	Winn

—76—

And the Bill:

H. 379. A Bill to be entitled An Act To provide and submit to the qualified electors of the State of Alabama, at an election to be held at the next general election at which this amendment is proposed, an amendment to the Constitution of the State of Alabama whereby the municipal corporation of Citronelle, in the State of Alabama, may, through the government body of said town, with the approval of a majority vote by ballot of the duly qualified electors of said town, voting at a general or a special election called for that purpose, become indebted in an amount, over and above its present authorized indebtedness, not exceeding four per centum of the assessed value of the property therein.

Be it enacted by the Legislature of Alabama:

Section 1. The following amendment to the Constitution of Alabama is hereby proposed to be submitted to the qualified electors of the State of Alabama for their consideration and action at an election to be held at the next general election at which this amendment is proposed. The proposed amendment is as follows:

The Town of Citronelle may, through the governing body of said town, with the approval of a majority vote by ballot of the duly qualified electors of said town, voting at a general or a special election called for that purpose, become indebted in an amount, over and above its present authorized indebtedness, not exceeding four per centum of the assessed value of the property therein. Each election held under the provisions hereof shall be ordered, held, canvassed, and may be contested in the same manner as is or may be provided by the law applicable to municipal corporations for elections to authorize the issuance of municipal bonds. The ballots used at such election shall contain the words: "For..... increased rate of bonded indebtedness for the Town of Citronelle," and, "Against..... increased rate of bonded indebtedness for the Town of Citronelle." The rate of increased indebtedness proposed shall be shown in the blank space provided therefor. And the voter shall record his choice, whether for or against the increase in indebtedness of the Town of Citronelle, shown by placing a cross-mark before or after the words expressing his choice. Nothing herein contained shall in anywise change or affect the rights of any holder of bonds of said municipal corporation heretofore issued. Elections to authorize the issuance of such additional bonds may be held as often as ordered by the governing body of the municipality, but when a proposition is submitted to the electors to determine whether there shall be an increase in the bonded indebtedness of the municipality, and such proposition is defeated, no second election for the same purpose shall be held in one year thereafter.

Section 2. It shall be the duty of the Governor to give notice by proclamation to be published in one newspaper in each county in the state at least eight successive weeks next preceding the day hereby appointed for such election on the amendment hereby proposed by this act to be submitted to the qualified electors of the state for their consideration together with the proposed amendment.

Section 3. At said election on the amendment proposed by this act to be submitted to the qualified electors of the state for their consideration, to be held as herein provided, the qualified electors shall vote upon said amendment, and on the official ballots printed for such election there shall be printed the following, viz., "Shall the following be adopted as an amendment to the Con-

stitution of Alabama: The Town of Citronelle may, through the governing body of said town, with the approval of a majority vote by ballot of the duly qualified electors of said town, voting at a general or a special election called for that purpose, become indebted in an amount, over and above its present authorized indebtedness, not exceeding four per centum of the assessed value of the property therein. Each election held under the provisions hereof shall be ordered, held, canvassed, and may be contested in the same manner as is or may be provided by the law applicable to municipal corporations for elections to authorize the issuance of municipal bonds. The ballots used at such election shall contain the words: "For..... increased rate of bonded indebtedness for the Town of Citronelle," and, 'Against..... increased rate of bonded indebtedness for the Town of Citronelle'. The rate of increased indebtedness proposed shall be shown in the blank space provided therefor. And the voter shall record his choice, whether for or against the increase in indebtedness of the Town of Citronelle, shown by placing a cross-mark before or after the words expressing his choice. Nothing herein contained shall in anywise change or affect the rights of any holder of bonds of said municipal corporation heretofore issued. Elections to authorize the issuance of such additional bonds may be held as often as ordered by the governing body of the municipality, but when a proposition is submitted to the electors to determine whether there shall be an increase in the bonded indebtedness of the municipality, and such proposition is defeated, no second election for the same purpose shall be held in one year thereafter." Following the proposed amendment on the ballot shall be printed the word "Yes," and immediately under that shall be printed the word "No." The choice of the elector shall be indicated by a cross-mark made by him, or under his direction, opposite the word expressing his desire.

Section 4. That the officers to hold such election shall be the same, and shall be appointed in the same manner and by the same officials as provided by the election law of the State for the appointment of officers to hold general elections in the State, and the election shall be held in all things in accordance with the law governing general elections and with the constitutional provision concerning amendments to that instrument.

Section 5. That the votes cast at said election shall be counted, canvassed and tabulated and return made to the Secretary of State in the same manner as in elections of representatives to the Legislature; and if it shall thereupon appear that a majority of the qualified electors who voted at such election upon the proposed amendment voted in favor of the same such amendment shall be valid in all intents and purposes as a part of the Consti-

tution of Alabama. The result of such election shall be made known by the proclamation of the Governor.

As amended by the substitute offered by Mr. Rogers of Mobile.

Was read a third time at length and passed.

Yeas, 76; Nays, 0.

Yeas:

Messrs:

Mr. Speaker	Golson	Kirkpatrick	Powell
Adcock	Goodwyn	Lawler	Quillin
Allen	Graves	Lee	Rankin
Anderson	Green	McAdory	Ringer
Ashcraft	Grove	Matthews	Rivers
Baldwin	Gullatt	Merrill	Rogers (Elmore)
Bartlett	Guy	Miller (Marengo)	Rogers (Mobile)
Beebe	Harwood	Miller (Sumter)	Sanders (Pike)
Bryant	Hawkins	Molette	Sanderson
Burleson	Hightower	Monk	Smith
Burns	Howard	Morrow	Stephens
Cockrell	Howell	Moxley	Stewart (Calhoun)
Cook	Hubbard	Nipper	Thompson
Darden	Hughes	Norman	Tompkins
Deloney	Jeter	Owens	Vickers
Denson	Johnson	Parish	Ward (Geneva)
Desear	Jones (Bullock)	Patterson	Ware
Edwards	Jones (Cleburne)	Pegues	Weldon
Frey	Jordan (Etowah)	Pitts	Winn

—76

BILLS ON THIRD READING

H. 282. To amend Article 5, Chapter 144, Sections 4158, 4159 and 4160 of the Code of 1923.

Was read a third time at length and passed.

Yeas, 64; Nays, 4.

Yeas:

Messrs:

Mr. Speaker	Frey	Jones (Bullock)	Pitts
Adcock	Golson	Jones (Cleburne)	Quillin
Allen	Goode	Jordan (Etowah)	Rankin
Anderson	Goodwyn	Jordan (Washington)	Rogers (Mobile)
Baldwin	Grove	Kirkpatrick	Sanders (Pike)
Bartlett	Guy	Lawler	Sanderson
Bryant	Hampton	Lee	Stephens
Burns	Harwood	McAdory	Stewart (Bibb)
Cannon	Hawkins	Matthews	Stewart (Calhoun)
Carter	Hightower	Miller (Sumter)	Thompson
Cockrell	Hollis	Molette	Tompkins
Cook	Howard	Monk	Vickers
Darden	Hubbard	Moxley	Ward (Geneva)
Deloney	Hughes	Nipper	Ward (Tuscaloosa)
Edmundson	Jeter	Parish	Ware
Edwards	Johnson	Patterson	Webb

—64

Nays:

Messrs:

Fite

Grove

Ringer

Waddell

—4

And on motion of Mr. Golson the Bill H. 282 was ordered sent forthwith to the Senate without Engrossment.

H. 781. To make appropriation for the ordinary expenses of the State, and for interest on the public debt.

Was read a third time at length and passed.

Yeas, 67; Nays, 0.

Yeas:

Messrs:

Mr. Speaker

Adcock

Allen

Baldwin

Bryant

Burleson

Carter

Cockrell

Cook

Darden

Deloney

Desear

Edmundson

Fite

Frey

Golson

Goode

Goodwyn

Graves

Grove

Gullatt

Guy

Hampton

Hawkins

Hightower

Hollis

Howard

Hubbard

Jeter

Johnson

Jones (Bullock)

Jones (Cleburne)

Jordan (Etowah)

Jordan (Washington)

Lee

McAdory

Matthews

Merrill

Miller (Marengo)

Miller (Sumter)

Molette

Monk

Morrow

Moxley

Nipper

Norman

Patterson

Pitts

Quillin

Ringer

Rivers

Rogers (Elmore)

Rogers (Mobile)

Sanders (Pike)

Sanderson

Shivers

Stephens

Stewart (Calhoun)

Thompson

Tunstall

Vickers

Waddell

Ward (Geneva)

Ward (Tuscaloosa)

Ware

Webb

Weldon

—67

On motion of Mr. Tunstall the Bill H. 781 was ordered sent forthwith to the Senate without engrossment.

S. 292. To provide for the relief of L. W. Kolb, G. A. Hood, J. H. Tice, H. T. Parker, J. L. Barnes, W. A. McKay, W. C. Barefield, A. L. Mims, M. R. Dean, J. W. Dean, Chas. Thrower, J. W. Dickert, J. M. Covington, A. J. Norton, R. E. Hayes, M. B. Aman, L. F. Head, W. E. Fitzgerald, G. C. Peebles, Houston Power Co., H. L. Andrews, W. O. Thomas, O. W. Metcalf, J. C. Spears, J. S. Baker, C. V. Atkinson, Paul Dickert, D. T. Dickert, J. Norris Wee, W. A. Tharp, J. E. Metcalf, J. W. Spigner, G. S. Vickers, T. L. Weed, W. C. Copeland, A. H. Jackson, Rainer Block Mill, W. E. Fitzgerald, R. L. Andrews, A. L. Howell, Ab DeLoney, Parker and Flowers, P. A. Clark, W. H. DeLoney, W. L. Dean, C. D. Parker, C. L. Dickert, B. R. Ezell, C. N. Byrd, J. T. Ellis, Payne Bros., Monroe McCraney, J. N. Byrd, C. W. Sherfield, A. D. Dixon, John Carr, Bud Carr, John Hudson, Birt Godwin, Grady Skipper, Molcomb Byrd, M. W. Redd, Welsey Gillian, J. C. Spears, Cody Rogers, Albert Rogers, Mertice Clements, Shellie Morris, B. W. Spears, John Miller,

Harris Benson, Ned Byrd, W. A. Bloodworth, Marvin Andrews, Mose Dawkins, Ach Byrd, Fred Andrews, D. DeLoney, Henry DeLoney, Melvin Bowman, Charles Byrd, Jr., Sam Willis, Randolph Casey, Lingo Parker, J. M. Bloodworth, Will Johns, Jas. Helms, D. C. Patrick, G. C. Curenton, Ferell Strickland, Grady Averett, Alvin Ford, Peter Ezell, W. E. Tyler John Woodall, Ewell Byrd, Seaborn Bowman, Barney Morris, Curt Peters, Geo. Trotter, Daly Harper, Sylvester Harper, Chester Head, Byrter Byrd, Ralph Speller, Calvin Carr, Bunk Woodham, Hanry Blackman, R. G. Newsom, Arch McDonald, Will McSwean, Bud Snell, M. C. Williford, S. H. Williford, Walter Kirk, Henry Jones, G. L. Charles, Calvin Davis, Bud Thompson, Isom Thompson, Bryant Flowers, Homer Nicholson, Oscar DeLoney, Pressie Dawkins, Geo. Johnston, Jeff Harris, W. B. Waters, Fred Waters, Jas. F. Waters, A. V. Curenton, L. P. Curenton, E. L. Stokes, J. H. Hughes, A. C. Hughes, Dody Russell, Sandy Walker, W. G. Horn, Legon Curenton, Floyd Martin, Jesse Sulivant, Marvin McDaniel, I. L. Andrews, F. R. Lee, A. J. Andrews, B. F. Patterson, John Andrews, J. W. Wells, W. A. Wigham, Jewell Pouncey, Ed Free, R. J. Pouncey, Len Jones, Thom. Watford, Lige Cotton, Bud Wilson, Lester Thompson, J. W. Pridgen, John Griffin, McLean Watford, T. R. Arnett, Joe Akins, M. B. Pridgen, Alex Griffin, Elvin Griffin, Eben Averett, Fred Averett, I. J. Pridgen, Reese Bennett, John Sulivon, Grady Summerlin, Merlin Matthews, John Watson, Geo. Brown, Everett Brown, L. E. Byrd, Jones Campbell, V. L. McEntyre, L. A. Windham, Dest Faulk, Lemon Brown, O. K. Williams, R. C. Wells, A. T. Windham, O. J. Wells, H. W. Wells, Mathew Lee, D. Edmondson, W. B. Baker, Lonie Baker, Oscar Brooks, Wesley Shiran, J. A. Mauldin, Porter Pippin, A. G. Teal, L. A. Akins, Foy Jones, Bonie Wiley, Roser Wiley, J. S. Smith, J. F. Fralish, I. A. Nichols, C. D. Brown, Buck Akins, W. D. Adams, Carl Pouncey, C. J. Pouncey, S. J. Barwick, C. E. Mullins, N. Haynes, Royal A. Clark, Joe Mauldin, C. W. Baker, H. L. Baker, W. E. Blocker, W. T. Logan, N. E. Cain, Arnie Sauls, M. F. Sauls, J. L. Trawick, M. G. Faircloth, L. L. Brown, H. B. Brown, D. W. Jacobs, Huey Bacherlor, E. H. Nolen, A. Baker, Chas. Logan, T. S. Jacobs, D. R. Pipkins, W. L. Jacobs, W. J. Jacobs, T. A. Johnston, G. C. Carter, Godwin, S. R. Pipkins, W. R. Baker, E. D. Jacobs, J. T. Matthews, Lewis Smith, Denis Smith, S. E. Lavender, Joe Thompson, Porter Ziglar, R. H. Snell, J. W. Taylor, D. L. Ragan, James H. Parks, C. A. Davis, A. W. Wilks, Homer Skinner, G. J. Casey, A. J. Goodson, C. L. Goodson, D. H. Towns, J. F. Logan, Wiley Rachel, Crosby Quitman, B. I. Goodson, Ross Medly, Halford, B. Q.; Albert Whitlock, Berry Simmons, Will Campbell, Giff Bradley, Foreman Lucas, J. W. Roland, V. J. Roland, W. A. Jacobs, W. J.

Bundrick, Andrew Wilson, Allen Sauls, W. A. Roland, R. H. Nolin, T. H. Nolin, Geo. Batchelor, W. A. Wesson, Geo. Overstreet, W. H. Senn, A. C. Hollis, J. S. Brooks Henry Condry, A. V. Jacobs, J. Crawford, Oscar Johnson, Lee Franklin, Jim Franklin, Sugerbabe Johnson, Tally Ardis, Fate Matthews, Bob Minter, T. G. Chapman, W. M. Goodson, Henry Wilson, Joe Leonard, E. E. Hoffman, G. H. Faulk, S. E. Dasinger, Tom Brackin, Homer Horne, Manuel White, D. L. Henderson, Will Jones, A. L. Kelly, J. O. Brackin, Henry McKee, A. D. Brackin, W. M. Roberson, J. T. Smith, W. J. Jones, J. W. Ward, B. B. Kenill, J. L. Hodge, H. L. Facon, Wesley Oliver, W. W. Green, Ellison Woodham, Will Elmore, Colon McKee, J. M. Brackin, Z. Z. Holland, Z. Z. Kirkland, W. A. Quattlebaum, R. V. McAily, A. G. Warren, Peter Herring, Norman Scott, C. F. Hall, P. W. Wilson, C. W. Lewis, I. A. Snell, J. L. Snell, W. C. Deal, Ben Deal, Crawford Deal, Wm. A. Miller, C. M. Lewis, J. C. Carter, Bud Pierson, Henry Tullis, Jim Stucky, Henry Horn, D. M. Woods, C. W. Roberts, R. W. Sanders, D. C. Peebles, Waymon Tullis, A. F. Davis, Monk Underwood, M. F. Wemms, Ed Horn, Charlie Horn, J. S. Fuqua, William Chapel, C. J. Reynolds, Foy Bivins, Like Underwood, E. D. Robinett, Stanley Helms, Henry Stuckey, Walter Gimore, Charlie Phillips, Marion Pitts, A. H. Scott, L. B. Woodham, J. H. Spivey, C. B. Spivey, Traylor Floyd, Tell Snell, Abry Gullege, Jno. Beauchamp, Embry Key, W. E. Walker, Jim Tew, R. E. Baker, Kirt Wilson, T. W. Kelly, Frank Kelly, I. L. Stephens, Lee Johnston, L. L. Lewis, F. L. Phillips, Mike Gassett, Dr. D. P. Mixsom, Geo. Roberts, Bob Roberts, Coy Dykes, T. Dykes, Ed Griffin, A. J. Hagler, Oval Dykes, Arlie Stephens, Lem Barrow, Mixsom Searcy, R. J. Davis, R. T. Stuckey, Levy Payne, Harvey McLeod, Joe Payne, Ive McLeod, Alex McLeod, Jr., Cull Martin, Coy Payne, Alex Searcy, Sam Smedley, Levi Grimes, J. A. Payne, Carlton Edwards, Graey Gassett, Pate Gassett, Charlie Searcy, Cullen Whigham, Lew Powell, Tom Gardner, Dan Strickland, J. H. McLeod, Hubert McLeod, Shelly McLeod, Homer McLeod, W. H. Searcy, Lee Key, Carey Hagler, C. E. Norris, C. A. Mathison, H. V. Stucky, Marion Rainey, H. B. Hughes, J. O. King, Trawick, Neute Thompson, Marvin Strickland, Major Strickland, Foy Beasley, C. V. Richardson, C. L. Paulk, G. F. Berry, W. A. Parramore, G. A. Tyler, G. L. Tyler, J. B. Philips, Fate Wilson, Nance Wilson, J. C. Kenner, J. W. Paul, Will Blasey, J. T. Pryor, L. G. Senn, Crawford Wilson, W. N. Trawick, D. R. Scott, Roe Allen, H. B. Berry, Geo. Faulk, Len Tyler, Truett Adamson, D. W. Adams, J. W. Adams, Benny Adams, Ellis Paulk, H. A. Brown, Sefus Ellis, Geo. Ellis, W. F. Baker, Carlie Baker, Jess Baker, Johnie Truett, William Crawford, John Ingram, Jewe Summers, Ad Moore, J. S. Pridgen, Leslie Thompson, Lem Casey, Dewey

Williams, Charles Payne, T. A. Tice, E. P. Childree, Barney Childree, M. C. Hix, C. B. McGee, Jesse McKee, Osie McKee, A. T. Brackin, W. C. Ezell, J. L. Stevens, J. H. Dassinger, M. A. Price, Early B. Kirkland, W. H. Popewell, E. T. Smith, V. C. Smith, M. O. Bruce, C. G. Bruce, Jeary Parmer, J. L. Stell, W. A. McKay, Yancey Sykes, M. W. Wright, M. E. Birge.

Was read a third time at length and passed.

Yeas, 65; Nays, 0.

Yeas:

Messrs:

Mr. Speaker	Frey	Johnson	Owens
Ashcraft	Golson	Kirkpatrick	Parish
Baldwin	Goode	Langdon	Patterson
Bryant	Goodwyn	Lawler	Pegues
Burns	Graves	Lee	Pitts
Cannon	Green	Lovelace	Poole
Carter	Grove	Luck	Powell
Christian	Gullatt	Martin	Quillin
Cockrell	Guy	Matthews	Rankin
Cook	Hampton	Merrill	Ringer
Darden	Hawkins	Molette	Rivers
Deloney	Hollis	Monk	St. John
Denson	Howard	Morrow	Smith
Desear	Howell	Moxley	Starnes
Edmundson	Hughes	Nipper	Waddell
Edwards	Jeter	Norman	Winn
Fite			

—65

H. 425. To provide for the establishment, discontinuance, construction, use, working and maintenance of the public roads and bridges of Fayette County, Alabama; to define the duties and powers of the Court of County Commissioners, or other governing body of Fayette County with regard to the same; to fix penalties for the violations of the rules, regulations and laws of the Court of County Commissioners, or other like governing body of said County; to provide for the better building, maintenance and protection of the public roads and bridges of Fayette County; to provide funds, regulations and penalties to carry the provisions and purposes of this act into effect; to provide for the more efficient working, construction and repair of the public roads and bridges in Fayette County, Alabama; to provide for the appointment of road foreman in the several precincts in the county, and to fix their compensation and define their duties and powers and penalties for violation thereof; to provide for a commutation fee in lieu of working the roads; to create a separate and special road fund for said county, and to prevent obstruction and damage to the public roads and bridges of said county, and to provide penalties for all violations of the road laws.

Was read a third time at length and passed.

Yeas, 65; Nays, 0.

*Yeas:**Messrs:*

Mr. Speaker	Green	Moxley	Starnes
Adcock	Grove	Nipper	Stephens
Allen	Gullatt	Norman	Stewart (Bibb)
Anderson	Hampton	Owens	Stewart (Calhoun)
Bartlett	Harwood	Quillin	Thompson
Beebe	Hollis	Rankin	Tompkins
Bryant	Howard	Ringer	Tunstall
Burleson	Howell	Rivers	Vickers
Burns	Hughes	Rogers (Elmore)	Waddell
Cannon	Langdon	Rogers (Mobile)	Wallace
Cockrell	Lawler	Sanders (Conecuh)	Ward (Geneva)
Darden	Miller (Marengo)	Sanders (Pike)	Ward (Tuscaloosa)
Edwards	Miller (Sumter)	Sanderson	Ware
Fite	Molette	Shivers	Webb
Frey	Monk	Simpson	Weldon
Golson	Morrow	Smith	Winn
Graves			

—65

H. 557. To vacate all public roads, trails, paths, highways and passageways, into, through, over on or across the Southeast quarter ($SE\frac{1}{4}$) and the Southeast quarter of the Northeast quarter ($SE\frac{1}{4}$ of $NE\frac{1}{4}$) of Section Fourteen (14), the Northeast quarter ($NE\frac{1}{4}$) and the North half of the Southeast quarter ($N\frac{1}{2}$ of $SE\frac{1}{4}$) of Section Twenty-three (23), the Southwest quarter ($SW\frac{1}{4}$), the South half of the Northwest quarter ($S\frac{1}{2}$ of $NW\frac{1}{4}$), the Southwest quarter of the Northeast quarter ($SE\frac{1}{4}$ of $NE\frac{1}{4}$) and the West half of the Southeast quarter ($W\frac{1}{2}$ of $SE\frac{1}{4}$) of Section Thirteen (13) and the West Half ($W\frac{1}{2}$) and the west half of the East half ($W\frac{1}{2}$ of $E\frac{1}{2}$) of Section Twenty-four (24), Township nineteen (19) South, Range Five (5) West, Jefferson County, Alabama, except a right of way fifty feet in width through the Northwest quarter of South-east quarter of Section 13: The South-west quarter of North-east quarter and West half of South-east quarter of Section 24, in said township and range, said right of way being twenty-five feet wide on each side of the following described center lines: Begin at the northeast corner of the north-west quarter of South-east quarter of said Section 13; thence in a southerly direction along the eastern boundary of said quarter-quarter section 47.4 feet to point of beginning of center line of right of way herein described; thence turning an angle of 21 degrees and 26 minutes and 30 seconds to the right 353.6 feet in a southwesterly direction along a straight line to point of beginning of the arc of a curve turning to the left and having a radius of 716.78 feet, said straight line being tangent to said arc of said curve, said arc of said curve being subtended by a central angle of 48 degrees and 22 minutes thence in a southerly direction along said arc of said curve 604.6 feet to point of be-

ginning of a straight line tangent to said arc; thence in a southeasterly direction along said straight line 224.6 feet more or less to intersection with the eastern boundary of said quarter-quarter section, said intersection forming an angle of 26 degrees and 55 minutes and 30 seconds and being 165.9 feet north of the southeast corner of said quarter-quarter section. Also begin at the northeast corner of the south-west quarter of north-east quarter of said Section 24; thence in a southerly direction along the eastern boundary of said quarter-quarter section 404.9 feet to point of beginning of center line of right of way herein described, said center line being the arc of a curve turning to the left in a southwesterly direction and having a radius of 1146.28 feet, a tangent to said arc of said curve at said point of intersection forming an angle of 26 degrees and 1 minute with said eastern boundary of said quarter-quarter section, said arc of said curve being subtended by a central angle of 25 degrees and 38 minutes; thence in a southwesterly direction along said arc of said curve 512.7 feet to point of beginning of a straight line tangent to said arc; thence in a southerly direction along said straight line 1372.6 feet to point of beginning of the arc of a curve turning to the right and having a radius of 573.69 feet, said straight line being tangent to said arc of said curve, said arc of said curve being subtended by a central angle of 17 degrees and 45 minutes; thence in a southerly direction along said arc of said curve 177.5 feet to point of beginning of a straight line tangent to said arc; thence in a southwesterly direction along said straight line 705.00 feet to point of beginning of the arc of a curve turning to the right and having a radius of 573.69 feet, said straight line being tangent to said arc of said curve, said arc of said curve being subtended by a central angle of 32 degrees and 10 minutes; thence in a southwesterly direction along said arc of said curve 321.7 feet to point of beginning of a straight line tangent to said arc; thence in a southwesterly direction along said straight line 743.3 feet to point of beginning of the arc of a curve turning to the left and having a radius of 573.69 feet, said straight line being tangent to said arc of said curve, said arc of said curve being subtended by a central angle of 18 degrees and 08 minutes and 30 seconds; thence in a southwesterly direction along said arc of said curve 181.62 feet more or less to intersection with the southern boundary of the South-west quarter of South-east quarter of said Section 24, a tangent to said arc of said curve at said point of intersection forming an angle of 58 degrees and 37 minutes and 30 seconds with said southern boundary, and said intersection being 1241.4 feet west of the Southeast corner of said quarter-quarter section.

Was read a third time at length and passed.

Yeas, 65; Nays, 0.

Yeas:

Messrs:

Mr. Speaker	Goode	Luck	Rogers (Elmore)
Anderson	Goodwyn	McAdory	Rogers (Mobile)
Ashcraft	Guy	Martin	St. John
Baldwin	Hampton	Matthews	Sanders (Conecuh)
Bartlett	Harwood	Merrill	Sanders (Pike)
Beebe	Hawkins	Molette	Shepherd
Brunson	Hightower	Morrow	Shivers
Bryant	Howell	Moxley	Smith
Burleson	Jeter	Nipper	Starnes
Burns	Johnson	Parish	Stewart (Bibb)
Cannon	Jones (Bullock)	Patterson	Stewart (Calhoun)
Christian	Jones (Cleburne)	Pegues	Wallace
Cockrell	Jordan (Etowah)	Pitts	Ward (Geneva)
Edmundson	Jordan (Washington)	Quillin	Ward (Tuscaloosa)
Fite	Langdon	Rankin	Ware
Frey	Lee	Ringer	Webb
Golson			

—65

S. 113. To amend Section 8588 of the Code of Alabama.
Was read a third time at length and passed.
Yeas, 65; Nays, 0.

Yeas:

Messrs.:

Mr. Speaker	Goode	Lovelace	Rogers (Elmore)
Adcock	Goodwyn	McAdory	Rogers (Mobile)
Allen	Gullatt	Martin	St. John
Anderson	Guy	Merrill	Sanders (Conecuh)
Ashcraft	Hawkins	Miller (Marengo)	Sanders (Pike)
Baldwin	Hollis	Miller (Sumter)	Sanderson
Bartlett	Howard	Morrow	Simpson
Beebe	Jeter	Mullen	Smith
Brunson	Johnson	Nipper	Stewart (Bibb)
Bryant	Jones (Bullock)	Norman	Stewart (Calhoun)
Burleson	Jones (Cleburne)	Owens	Thompson
Burns	Jordan (Etowah)	Parish	Tompkins
Cook	Jordan (Washington)	Patterson	Tunstall
Darden	Kirkpatrick	Pegues	Waddell
Deloney	Lawler	Pitts	Ward (Geneva)
Denson	Lee	Poole	Ward (Tuscaloosa)
Edmundson			

—65

H. 558. To ratify and confirm the action of the City of Bessemer in granting a franchise to Hercules Powder Company, its successors, licensees, lessees and assigns, to build, maintain and operate a plant or factor for the manufacture and storage of powder, dynamite, nitro-glycerine, gun cotton, gelatin, and any and all other explosives, together with the right to construct, maintain and operate all buildings, machinery, tracks and other things which may be necessary or convenient in the construction, maintenance or operation of such plant or factory upon any or all of the following described property: The Southwest quarter (SW $\frac{1}{4}$), the West half of the Southeast quarter

(W $\frac{1}{2}$ of SE $\frac{1}{4}$), the Southwest quarter of the Northeast quarter (SW $\frac{1}{4}$ of NE $\frac{1}{4}$), and the South half of the Northwest quarter (S $\frac{1}{2}$ of NW $\frac{1}{4}$) of Section Thirteen (13), the South-east quarter (SE $\frac{1}{4}$) and the Southeast quarter of the Northeast quarter (SE $\frac{1}{4}$ of NE $\frac{1}{4}$) of Section Fourteen (14), the North-east quarter (NE $\frac{1}{4}$) and the North half of the Southeast quarter (N $\frac{1}{2}$ of SE $\frac{1}{4}$) of Section Twenty-three (23) and the West half (W $\frac{1}{2}$) and the West half of the East half (W $\frac{1}{2}$ of E $\frac{1}{2}$) of Section Twenty-four (24), all in Township nineteen (19) South, Range Five (5) West, Jefferson County, Alabama.

Was read a third time at length and passed.

Yeas, 65; Nays, 0.

Yeas:

Messrs:

Mr. Speaker	Green	Martin	Shepherd
Allen	Gullatt	Matthews	Simpson
Brunson	Hampton	Merrill	Smith
Burleson	Hightower	Morrow	Starnes
Cannon	Hubbard	Owens	Stewart (Bibb)
Carter	Jeter	Parish	Stewart (Calhoun)
Christian	Jones (Bullock)	Patterson	Thompson
Cook	Jones (Cleburne)	Pegues	Tompkins
Deloney	Jordan (Etowah)	Pitts	Tunstall
Denson	Jordan (Washington)	Poole	Vickers
Desear	Kirkpatrick	Powell	Waddell
Edmundson	Langdon	Quillin	Ward (Tuscaloosa)
Edwards	Lee	Rankin	Ware
Fite	Lovelace	Rivers	Webb
Frey	Luck	Rogers (Elmore)	Weldon
Golson	McAdory	St. John	Winn
Goodwyn			

—65

H. 559. To grant to Hercules Powder Company its successors, licensees, lessees and assigns, the right or franchise to build, maintain and operate a plant or factory for the manufacture and storage of any and all explosives, together with the right to construct, maintain and operate all building, machinery, tracks and other things which may be necessary or convenient in the construction, maintenance or operation of such plant or factory, upon any or all of the following described property: The Southwest quarter (SW $\frac{1}{4}$), the West half of the Southeast quarter (W $\frac{1}{2}$ of SE $\frac{1}{4}$), the southwest quarter of the Northeast quarter (SW $\frac{1}{4}$ of NE $\frac{1}{4}$), and the South half of the Northwest quarter (S $\frac{1}{2}$ of NW $\frac{1}{4}$) of Section Thirteen (13), the Southeast quarter (SE $\frac{1}{4}$) and the Southeast quarter of the Northeast quarter (SE $\frac{1}{4}$ of NE $\frac{1}{4}$) of Section fourteen (14), the North-east quarter (NE $\frac{1}{4}$) of the North half of the Southeast quarter (N $\frac{1}{2}$ of SE $\frac{1}{4}$) of Section Twenty-three (23) and the West half (W $\frac{1}{2}$) and the West half of the East half (W $\frac{1}{2}$ of E $\frac{1}{2}$) of

Section Twenty-four (24), all in Township nineteen (19) South, Range Five (5) West, Jefferson County, Alabama.

Was read a third time at length and passed.

Yeas, 65; Nays, 0.

Yeas:

Messrs:

Anderson	Guy	Matthews	Sanders (Pike)
Bartlett	Hampton	Merrill	Sanderson
Brunson	Harwood	Miller (Marengo)	Simpson
Cannon	Hawkins	Miller (Sumter)	Smith
Carter	Hubbard	Monk	Starnes
Christian	Jeter	Morrow	Thompson
Cockrell	Johnson	Moxley	Tompkins
Darden	Jones (Bullock)	Patterson	Tunstall
Desear	Jones (Cleburne)	Pegues	Vickers
Edmundson	Jordan (Etowah)	Quillin	Waddell
Edwards	Jordan (Washington)	Rankin	Wallace
Fite	Kirkpatrick	Ringer	Ward (Geneva)
Frey	Langdon	Rogers (Elmore)	Ware
Goode	Lawler	Rogers (Mobile)	Webb
Goodwyn	Lovelace	St. John	Weldon
Green	McAdory	Sanders (Conecuh)	Winn
Grove			

—65

S. 197. To authorize the Town Council of the Town of Columbiana, Alabama, to abolish its board of education and place the government and control of the public schools of said town under the control of the county board of education and under State control.

Was read a third time at length and passed.

Yeas, 65; Nays, 0.

Yeas:

Messrs:

Mr. Speaker	Denson	Merrill	Quillin
Adcock	Graves	Miller (Marengo)	Rankin
Allen	Hampton	Miller (Sumter)	Ringer
Anderson	Harwood	Molette	Rivers
Ashcraft	Hawkins	Monk	Rogers (Elmore)
Baldwin	Hightower	Morrow	St. John
Bartlett	Hollis	Moxley	Sanders (Conecuh)
Beebe	Howard	Nipper	Sanders (Pike)
Brunson	Howell	Norman	Shivers
Bryant	Hubbard	Owens	Simpson
Burleson	Hughes	Parish	Smith
Burns	Lee	Patterson	Starnes
Cannon	Lovelace	Pegues	Stephens
Carter	Luck	Pitts	Vickers
Cook	McAdory	Poole	Waddell
Darden	Martin	Powell	Wallace
Deloney			

—65

S. 329. To authorize the Town Council of the Town of Vincent, Alabama, to abolish its board of education and place the government and control of the public schools of said town under the control of the county board of education and under state control.

Was read a third time at length and passed.

Yeas, 65; Nays, 0.

Yeas:

Messrs:

Mr. Speaker	Graves	Lawler	Ringer
Adcock	Green	Lee	Rivers
Allen	Grove	Lovelace	Rogers (Elmore)
Baldwin	Gullatt	Luck	St. John
Brunson	Guy	McAdory	Sanders (Concuh)
Burleson	Howard	Martin	Sanders (Pike)
Cannon	Howell	Molette	Stephens
Carter	Hubbard	Monk	Stewart (Bibb)
Christian	Hughes	Morrow	Stewart (Calhoun)
Cockrell	Jeter	Moxley	Thompson
Darden	Johnson	Owens	Ward (Geneva)
Denson	Jones (Bullock)	Parish	Ward (Tuscaloosa)
Edmundson	Jones (Cleburne)	Pitts	Ware
Fite	Jordan (Etowah)	Poole	Webb
Frey	Jordan (Washington)	Quillin	Weldon
Goode	Langdon	Rankin	Winn
Goodwyn			

—65

H. 713. To repeal an Act entitled "An Act to provide for the election and appointment of a county superintendent of education for Marion County, Alabama, fix his or her term of office, fix the qualifications, the compensation and the successor in said office," approved on September 24, 1923.

Was read a third time at length and passed.

Yeas, 65; Nays, 0.

Yeas:

Messrs:

Mr. Speaker	Fite	Monk	Smith
Adcock	Frey	Morrow	Starnes
Allen	Golson	Moxley	Stewart (Bibb)
Anderson	Goodwyn	Nipper	Stewart (Calhoun)
Beebe	Hollis	Patterson	Thompson
Brunson	Howard	Pegues	Tompkins
Bryant	Howell	Pitts	Tunstall
Burleson	Hubbard	Poole	Vickers
Burns	Hughes	Powell	Waddell
Cannon	Jeter	Quillin	Wallace
Carter	Lawler	Rankin	Ward (Geneva)
Cockrell	Lee	Ringer	Ward (Tuscaloosa)
Cook	McAdory	Rivers	Ware
Darden	Martin	Rogers (Elmore)	Webb
Desear	Matthews	St. John	Weldon
Edmundson	Molette	Sanderson	Winn
Edwards			

—65

H. 625. To provide detention homes for juvenile delinquents in Mobile County, including the appointment of officers and the fixing of their salaries and the maintenance thereof.

Was read a third time at length and passed.

Yeas, 65; Nays, 0.

Yeas:

Messrs:

Mr. Speaker	Hawkins	Miller (Sumter)	Starnes
Adcock	Hightower	Moxley	Stephens
Allen	Hollis	Nipper	Stewart (Bibb)
Ashcraft	Jeter	Norman	Stewart (Calhoun)
Baldwin	Johnson	Owens	Thompson
Bartlett	Jones (Bullock)	Parish	Tompkins
Beebe	Jones (Cleburne)	Pitts	Tunstall
Bryant	Jordan (Etowah)	Quillin	Vickers
Burleson	Jordan (Washington)	Ringer	Waddell
Burns	Kirkpatrick	Rivers	Wallace
Cockrell	Langdon	Rogers (Elmore)	Ward (Geneva)
Darden	Lovelace	Rogers (Mobile)	Ward (Tuscaloosa)
Edmundson	Martin	Sanders (Conecuh)	Ware
Goodwyn	Matthews	Sanders (Pike)	Webb
Green	Merrill	Shivers	Weldon
Grove	Miller (Marengo)	Smith	Winn
Hampton			

—65

H. 455. For the relief of David W. W. Fuller of Montgomery County for special services rendered said county.

Was read a third time at length and passed.

Yeas, 65; Nays, 0.

Yeas:

Messrs:

Mr. Speaker	Frey	Jordan (Washington)	Patterson
Allen	Golson	Kirkpatrick	Quillin
Anderson	Goodwyn	Langdon	Rankin
Ashcraft	Green	Lawler	Ringer
Baldwin	Grove	Lee	Rogers (Elmore)
Beebe	Guy	Lovelace	Rogers (Mobile)
Cannon	Hampton	Martin	Sanders (Conecuh)
Carter	Hawkins	Matthews	Sanders (Pike)
Christian	Hightower	Merrill	Sanderson
Cockrell	Hollis	Miller (Marengo)	Shivers
Cook	Howell	Miller (Sumter)	Smith
Darden	Hubbard	Molette	Starnes
Deloney	Hughes	Monk	Stephens
Denson	Jeter	Norman	Stewart (Calhoun)
Desear	Johnson	Owens	Thompson
Edmundson	Jones (Cleburne)	Parish	Ware
Fite			

—65

S. 291. To provide for the payment of the fees of State witnesses in criminal cases in Dale County, Alabama.

Was read a third time at length and passed.

Yeas, 65; Nays, 0.

Yeas:

Messrs:

Ashcraft	Hightower	McAdory	Sanders (Pike)
Brunson	Howard	Martin	Sanderson
Burns	Hubbard	Matthews	Shivers
Cannon	Hughes	Merrill	Smith
Christian	Jeter	Miller (Marengo)	Starnes
Denson	Johnson	Miller (Sumter)	Stephens
Fite	Jones (Bullock)	Molette	Stewart (Calhoun)
Frey	Jones (Cleburne)	Monk	Thompson
Goode	Jordan (Etowah)	Morrow	Tunstall
Goodwyn	Jordan (Washington)	Moxley	Vickers
Graves	Kirkpatrick	Ringer	Waddell
Green	Langdon	Rivers	Wallace
Grove	Lawler	Rogers (Elmore)	Ward (Geneva)
Guy	Lee	Rogers (Mobile)	Ware
Hampton	Lovelace	St. John	Webb
Harwood	Luck	Sanders (Conecuh)	Weldon
Hawkins			

—65

H. 637. To further prescribe the times of elections and terms of office of the county commissioners of Randolph County, Alabama.

Was read a third time at length and passed.

Yeas, 65; Nays, 0.

Yeas:

Messrs:

Mr. Speaker	Harwood	Miller (Sumter)	Starnes
Allen	Hawkins	Morrow	Stephens
Bartlett	Hightower	Moxley	Stewart (Bibb)
Beebe	Hollis	Nipper	Stewart (Calhoun)
Bryant	Howard	Owens	Thompson
Cannon	Howell	Parish	Tompkins
Carter	Jones (Bullock)	Patterson	Tunstall
Cook	Jones (Cleburne)	Pegues	Vickers
Darden	Jordan (Etowah)	Pitts	Waddell
Edwards	Jordan (Washington)	Poole	Wallace
Fite	Langdon	Powell	Ward (Geneva)
Frey	Lawler	Rankin	Ward (Tuscaloosa)
Golson	McAdory	Rogers (Elmore)	Ware
Goode	Matthews	Rogers (Mobile)	Webb
Goodwyn	Merrill	St. John	Weldon
Guy	Miller (Marengo)	Smith	Winn
Hampton			

—65

S. 166. To allow the sheriff of Winston County an additional deputy sheriff to that as now provided by law, and fix his salary, and make it payable out of the general funds of the county in monthly installments, said deputy to be located at Haleyville, Alabama.

Was read a third time at length and passed.

Yeas, 65; Nays, 0.

Yeas:

Messrs:

Mr. Speaker	Darden	Johnson	Pegues
Adcock	Deloney	Langdon	Poole
Allen	Denson	Lawler	Powell
Anderson	Desear	Lee	Quillin
Ashcraft	Edmundson	Lovelace	Rankin
Baldwin	Fite	Luck	Ringer
Bartlett	Frey	McAdory	Rivers
Beebe	Golson	Merrill	Rogers (Elmore)
Brunson	Graves	Molette	Rogers (Mobile)
Bryant	Green	Monk	St. John
Burleson	Grove	Morrow	Sanders (Conecuh)
Burns	Gullatt	Moxley	Sanders (Pike)
Cannon	Guy	Nipper	Sanderson
Carter	Hubbard	Norman	Shepherd
Christian	Hughes	Parish	Shivers
Cockrell	Jeter	Patterson	Simpson
Cook			

—65

H. 672. To repeal an act entitled: An act to provide for the election of a county superintendent of Education for Washington County, Alabama, to fix his term of office, to prescribe his salary and the manner of payment, to define his qualifications, powers and duties, to provide for the election of his successor in office, approved September 14, 1923.

Was read a third time at length and passed.

Yeas, 65; Nays, 0.

Yeas:

Messrs.:

Mr. Speaker	Frey	Lovelace	Rogers (Mobile)
Baldwin	Golson	Matthews	Sanders (Conecuh)
Bartlett	Goode	Merrill	Sanders (Pike)
Beebe	Goodwyn	Miller (Marengo)	Sanderson
Brunson	Guy	Miller (Sumter)	Smith
Bryant	Hampton	Molette	Stephens
Burleson	Harwood	Monk	Stewart (Bibb)
Burns	Johnson	Morrow	Vickers
Cannon	Jones (Bullock)	Moxley	Waddell
Carter	Jones (Cleburne)	Nipper	Wallace
Christian	Jordan (Etowah)	Norman	Ward (Geneva)
Cockrell	Jordan (Washington)	Quillin	Ward (Tuscaloosa)
Denson	Kirkpatrick	Rankin	Ware
Desear	Langdon	Ringer	Webb
Edmundson	Lawler	Rivers	Weldon
Edwards	Lee	Rogers (Elmore)	Winn
Fite			

—65

RECOMMITTAL OF BILL

On motion of Mr. Frey, the bill:

H. 694. To alter and rearrange the boundaries of the town of Homewood, a municipal corporation, in Jefferson County, Alabama.

Was recommitted to the Standing Committee on Local Legislation.

MESSAGE FROM THE SENATE

Mr. Speaker:

The Senate has originated and adopted the following joint Resolutions:

By Mr. Nixon:

S. J. R. 65. Resolved by the Senate, the House concurring, That a cordial invitation be extended to Col. Lindberg to visit the State Capital of the Greatest State in the union—"Alabama" when he makes his Southern tour.

That the Governor be requested to extend the invitation.

Also:

By the Rules Committee:

S. J. R. 66. Be it Resolved by the Senate, the House Concurring, That no appropriation bills be passed until the Revenue Bill has been approved, and its contents have been gone over thoroughly as to the amount to be derived therefrom.

And sends same herewith to the House.

J. E. Speight,
Secretary.

SENATE MESSAGE

The S. J. R. 65 and S. J. R. 66 were read and referred to the Standing Committee on Rules.

MESSAGE FROM THE SENATE

Mr. Speaker:

The Senate has passed the following House Bills and returns same herewith to the House.

H. 331. To amend an act to establish a Board of Revenue for Sumter County, and for the abolishment of the court of County Commissioners of said County; approved February 22, 1919; and to amend an act to amend an act to establish a Board of Revenue for Sumter County, and for the abolishment of the Court of County Commissioners of said County, approved February 22, 1919, which act was approved November 1, 1921.

H. 642. To ratify, confirm, validate and make legally effective and binding all proceedings of the Court of County Commissioners and of the qualified voters of Baldwin County, Alabama, relative to the calling and holding of an election in said County on the eighteenth day of January, 1916, and the authorization at said election of the issuance of bonds of Baldwin County, in the amount of \$55,000.00 for the purpose of constructing a highway in said County with bridges and ferries in conjunction with

Mobile County, and all proceedings of said Court of County Commissioners relative to the issuance and sale of said bonds for the purpose of constructing said highway and providing that when said bonds are duly executed, delivered and paid for they shall constitute valid and binding obligations of Baldwin County.

H. 326. To abolish the Court of County Commissioners of Baldwin County, Alabama; to establish a Board of Revenue for said County in lieu of the Court of County Commissioners to provide for the appointment and election of the principal judge and associate members thereof; to prescribe and limit their duties, powers, jurisdiction, authority and privileges; to fix their compensation and to divide the County of Baldwin into four Board of Revenue Districts; to provide a clerk and assistant clerk for the said Board of Revenue and to fix their duties and compensation and to provide for a County Engineer as Superintendent of Roads and to repeal all laws in conflict with the provisions of this act.

H. 553. To amend Sec. 3 of an Act to provide for the establishing, construction and maintaining of public roads and bridges in Cullman County, Alabama; creating a Highway Commission for said County, and defining its powers, jurisdiction and duties.

H. 303. To repeal an Act entitled an Act to provide for a clerk to the tax assessor in counties having more than 37,000 population and less than 37,400 population, according to the 1910 Federal census, to prescribe the duties of such clerks and provide for their appointment and compensation.

H. 325. To repeal an Act entitled An Act to amend Sections 1, 2, 6, 7, 9, 11, 15, 24, 25 and 38 of an Act entitled An Act to better provide for establishing, working and maintaining public roads and bridges in Walker County, Alabama, approved March 6, 1903."

H. 348. To relieve the Tax Assessor of Covington County from the duty of preparing a book of assessments and in lieu thereof to arrange in alphabetical order the original lists and have same permanently bound and kept as permanent record and prepare tax collector's abstracts from said assessment lists.

J. E. Speight,
Secretary.

MESSAGE FROM THE SENATE

Mr. Speaker:

The Senate has concurred in and adopted the amendment proposed by His Excellency, The Governor, to the Bill:

H. 356. To establish a county court for Dekalb County Alabama; to define its jurisdiction and powers; to provide for its officers, their powers, duties and compensation; to provide that

said court shall be open at all times for the trial of cases and transaction of business; to provide the rules and procedure of said court; to provide for the transfer of certain causes now and hereafter pending in the Circuit Court and the Probate Court of DeKalb County, Alabama to the DeKalb County Court; and to provide for the transfer of certain cases pending in said DeKalb County Court to the equity side of the Circuit Court of DeKalb County, Alabama.

By a vote of a majority of the whole number elected to the Senate; said vote being Yeas, 20, Nays, 0.

And said bill, H. B. 356, as thus amended by the amendment of His Excellency, The Governor, was again read a third time at length and passed by majority of the whole number elected to the Senate; said vote being Yeas 20, Nays 0.

And returns same herewith to the House.

J. E. Speight,
Secretary.

MESSAGE FROM THE SENATE

Mr. Speaker:

The Senate has originated and passed the following Bills and sends same herewith to the House without engrossment:

By Mr. Fite:

S. 332. To regulate letting, hiring and using motor vehicles and to prevent the improper and unauthorized use of, or fraud, misrepresentation or deception by those letting or procuring such vehicles and fixing penalties for violating.

By Mr. Craft:

S. 173. To encourage the reclamation and improvement of tidal, marsh and submerged lands by riparian owners, whose land abut upon tidal waters of the State, and providing for the grant of the necessary title by the State of Alabama to that end.

By Mr. Teasley:

S. 340. To fix the salary of judges of probate in all counties in this State which now have, or which may hereafter have a population of seventy-five thousand people and less than ninety-five thousand people according to the last Federal census or any such census which may hereafter be taken and to regulate the payment of same; to provide for the selection of clerical help and other assistance to said judges of probate and the manner of fixing their compensation and paying the same, and to provide rules and regulations for the payment and conduct of such judges of probate, and to provide for an election clerk to be appointed by said judges of probate, who shall also be ex-officio clerk of the board of registrars in said counties, define his duties and fix his compensation; and to require all of said judges of probate to pay into the county treasury of said counties all

costs, charges of courts, fees and commissions authorized by law to be collected by said judges of probate as other moneys belonging to said counties are paid.

By Mr. Teasley:

S. 319. To further regulate and provide for the election of circuit judges in all judicial circuits of the State of Alabama, which circuits are composed of only one county, and having not more than two judges, or which circuit may hereafter have not more than two judges.

By Mr. Fite:

S. 325. To create in all cities of the State of Alabama, which have a population of as much as one hundred seventy thousand people according to the last Federal census, or which shall have such population according to any such census that may be taken hereafter, a board of trustees of the fireman's pension and relief fund in connection with the regularly organized and paid fire departments of such cities; to provide for the organization of such board of trustees, to designate certain members of said board and provide the method and time of electing the remaining members thereof; to designate and provide for the selection of officers and agents of said board; to prescribe the powers and duties of said board and its officers and agents; to continue as trustees the members of such boards as now exist under existing laws during the terms for which they have been elected, same to be trustees under this Act in their respective cities which are governed by this Act and where this law applies; to create in all such cities a firemen's pension and relief fund for the benefit and relief of disabled, sick, retired and other members of such fire department, and the widows, minor children and dependent widowed mothers of such disabled and retired members; and to continue benefits and relief under this law to such as are receiving same under existing laws in such cities as are governed by this law; to declare the said board of trustees the trustees of such fund, to provide for the use, management and control of said fund; to provide for the raising of such fund and the sources thereof; to provide for the payment into such fund of the fines prescribed and imposed for the violation of certain ordinances of such cities; to provide for the payment into such fund of a certain percentage of the gross premiums, less returned premiums, received by fire insurance companies doing business within such cities, and for the making of a sworn report by such fire insurance companies of such premiums to the said board of trustees, and to prescribe the penalty for failure to make such payment and report, and for enforcing such penalty; to provide for the payment into such fund of a portion of the monthly salary of each member of such fire department; to authorize such cities to pay into such fund a part of the reve-

nue received from licenses issued by such cities; to transfer and convert into the respective firemen's pension and relief funds as created and provided in this Act the respective funds and moneys and properties constituting firemen's pension and relief funds as are existing respectively under existing laws in Alabama in the cities which shall come under and be governed by the provisions of this Act; and to provide for the administration and use of same; to provide for the pensioning and relief of disabled, sick, retired and other members of such fire department, and the widows, minor children and dependent widowed mothers of such disabled and retired members; to provide for the payment out of such funds of certain expenses attending the burial and funeral of deceased members of such fire department; to provide for the retirement and reinstatement of members of such fire department; to prescribe the duties of the City Attorney and City Physician in connection with the said board of trustees and the said fund; to designate the treasurer of such fund and his duties; to provide for the repeal of all laws and parts of laws in conflict herewith; to provide for the exemption of benefits of said fund from levy; to provide the time of taking effect of this Act.

By Mr. Teasley:

S. 341. To amend an Act entitled "An Act to amend the title, and Sections one, four, six, seven, eight, nine, eighteen, twenty-seven, thirty and thirty-three of an Act entitled: 'An Act to regulate inferior courts or courts of common pleas, or by whatsoever name the same is known and called, in cities having as many as thirty-five thousand and less than fifty thousand population, according to the last or any subsequent Federal census; to provide and define the jurisdiction and powers of such courts; to provide for the judges and officers of such courts, and their powers, duties and compensation and to fix the fees and costs for such courts; to provide the rules of procedure for such courts; and for the operation thereof, and to provide for registering, and a lien for its judgments; and to abolish justices of the peace in such cities', approved February 19, 1919, found in the General Acts of Alabama, 1919, pages 155 to 163, inclusive" approved September 7th, 1923, found in the General Acts of Alabama, 1923, pages 251 to 255, inclusive.

By Mr. Teasley:

S. 349. To require the Board of Revenue of Montgomery County to pay to Mrs. A. Coke Smith the sum of eight hundred dollars out of the general funds of the county, being balance due A. Coke Smith as clerk of the jury commission for the years 1921, 1922 and 1923.

With notice and proof thereto attached and herewith exhibited as follows:

STATE OF ALABAMA,

Montgomery County.

Before me, T. A. Hardy, a Notary Public in and for said state and county, personally appeared H. C. Brown, who being by me duly sworn deposes and says that he is Circulation Manager for The Advertiser Company, publishers of The Montgomery Advertiser, and that the advertising of attached ad, (Mrs. A. Coke Smith) appeared in said publication on the following dates: June 7, 19, 21, 28, 1927.

Sworn to and subscribed before me this 5th day of July, 1927.

(Seal)

T. A. Hardy,
Notary Public.

NOTICE

Notice is hereby given that a bill will be introduced in the session of the legislature convening on June 7, 1927, to require the board of revenue of Montgomery county to pay to Mrs. A. Coke Smith, the widow of A. Coke Smith, the sum of eight hundred dollars out of the general fund of said county. The said sum of eight hundred dollars being balance due A. Coke Smith, as clerk of the jury commission of Montgomery county for the years 1921, 1922 and 1923.

By Mr. Stanley (with notice and proof) :

S. 370. To establish a board of revenue for Conecuh County, in lieu of the court of county commissioners as now provided by law. To relieve the judge of probate of his duties as chairman of said court or board, to provide for the election of the members of said board and for the election of a chairman and clerk thereof, and to fix their terms of office; to fix the powers and duties of the members of said board, the chairman and clerk thereof, and to provide for their compensation.

NOTICE

Notice is hereby given that a bill will be introduced in the Legislature of Alabama, during the 1927 Session thereof, which bill is in substance as follows:

AN ACT

To establish a Board of Revenue for Conecuh County in lieu of the Court of County Commissioners as now provided by law. To relieve the Judge of Probate of his duties as Chairman of said Court or Board, to provide for the election of the members of said Board and for the election of a chairman and clerk thereof, and to fix their terms of office; to fix the powers and duties of the members of said Board, the chairman and clerk thereof, and to provide for their compensation.

Be it Enacted by the Legislature of Alabama:

Section 1. That there is hereby created and established a Board consisting of four members and a chairman, to be called the Board of Revenue of Conecuh County.

Section 2. That the members of said Board shall be the same persons as the members of the Commissioners Court of Conecuh County, elected at the General Election in 1924 and 1926, and shall hold office until their successors are elected and qualified as provided in this act. In case of a vacancy on said Board, the same shall be filled by appointment of the

other members of said Board. The person so appointed to fill any such vacancy shall be a qualified elector of the district in which such vacancy exists and shall hold office during the unexpired term which he is appointed to fill and until his successor is elected and qualified. That the chairman of said Board shall be a qualified elector of Conecuh County, Alabama, and shall be elected by the members of said Board. That the first chairman shall be elected by the members of said Board at the first regular meeting of said Board after this act goes into effect, and shall hold office until the regular meeting in February, 1929; that thereafter a chairman of said Board shall be elected by the members thereof at the regular meeting of said Board in February, 1929, and every four years thereafter, and his term of office shall be for four years, and until his successor is elected and qualified, and any vacancy occurring in the chairmanship of said Board shall be filled by the members thereof. That the successors to the members of said Board elected in November 1924 and in November 1926 shall be elected as follows, to-wit: The two members from Districts three and four as now constituted shall be elected at the general election in 1928, and every four years thereafter, and their term of office shall begin on the first Monday after the second Tuesday in January after their election. The two members from Districts one and two, as now constituted shall be elected at the general election in 1930 and every four years thereafter, and their term of office shall begin on the first Monday after the second Tuesday in January after their election, and they shall all hold office for a term of four years thereafter and until their successors are elected and qualified. That the County of Conecuh is hereby divided into four districts the said districts to be the same and to bear the same numbers as now provided by law. Each member of said Board shall be a qualified elector of the district from which he is elected and shall be elected by the qualified electors of said district.

Section 3. That said Board of Revenue shall have the power and authority to control the property of Conecuh County as it may deem expedient according to law; to levy a tax for general purposes and special taxes for particular county purposes according to the provisions of the Law of Alabama; to examine, allow and settle accounts and things chargeable against the county; to audit and settle the accounts of all officers having the care, management, collection or disbursements of money belonging to the county or appropriated to its use and benefit; to have control of the convict labor of the county and the disbursement of the proceeds of the same; to have control of, and make provisions for, the poor of said county; to provide for the purchase of the necessary books, stationery and postage for the use of said Board of Revenue in the conduct of its official business; to employ an engineer and a supervisor or supervisors for the roads and bridges of said county if necessary; to have the right and authority to bind the county in any contract for the payment of money, and to pay any debt due by the county on any existing lawful contract; and to see that the Treasurer or other depository of County Funds shall keep on hand at all times sufficient money to pay all jurors, and the salaries and allowances of all county officers when due, the same being hereby declared preferred claims against the county.

Section 4. That the Said Board of Revenue shall have all jurisdiction and powers that are now or may hereafter by law be vested in Courts of County Commissioners or Boards of Revenue of this State, and by any special law now vested in the County Commissioners of Conecuh County; and the several members of the said Board of Revenue shall perform all the duties and services and exercise all the powers that are or may be required by law of the several members of the Court of County Commissioners.

Section 5. That all general laws hereinafter enacted in relation to the jurisdiction, powers, authority or duties of the County Commissioners shall apply to and govern the Board of Revenue of Conecuh County.

Section 6. That the Chairman of the said Board of Revenue shall be its presiding officer, and shall sign the minutes of the proceedings of said Board, and have the same power and authority as the other members in passing on all questions, and shall sign all warrants drawn on the County Treasurer, and all orders for the payment and disbursement of funds of the County, and sign all contracts entered into by the Board of Revenue of Conecuh County. It shall be the duty of said Chairman to prepare business and obtain information for the sessions of the Board of Revenue and see that all orders thereof are properly executed. He shall exercise all the duties required of the Probate Judge as to matters coming before the County Commissioners.

Section 7. That said Board of Revenue may elect a clerk and fix his compensation, and it shall be the duty of said Clerk of said Board of Revenue to attend the meetings of said Board of Revenue and issue all notices required by said Board of Revenue. The Clerk shall under the direction of said Board of Revenue keep the minutes and records of the proceedings of said Board in well bound volumes kept for that purpose; said records to be kept in the office of the Judge of Probate of said county and be open at all times to the inspection of the citizens of said county, and generally to do and perform such duties and matters as may be required of him by said Board of Revenue. The term of office of said Clerk shall be at the pleasure of said Board. Said Board of Revenue may elect the same person chairman and clerk thereof.

Section 8. The said Board of Revenue shall hold its sessions on the second Monday of each month and may continue in session as long as may be necessary to conduct the business of the County, and may adjourn said meetings to any day they may desire, and may hold special sessions at any time upon the call of the chairman. The sessions of said Board of Revenue shall be held at the Court House of said County.

Section 9. That said Board of Revenue shall keep a correct register of all claims presented against the county, showing the name of the claimant, the amount and the action of the Board thereon, and shall keep a carbon copy or stub of every warrant or order for the payment of money out of the County Treasury, and these records together with the minutes of the proceedings, and all papers of the Board of Revenue shall be public records, open to the inspection of any person at reasonable hours, when the same are not being used by the Board of Revenue or under its direction.

Section 10. That the chairman of said Board shall have an office at the Court House of said County and shall give as much of his time to said office as may be necessary to properly conduct the affairs of Conecuh County. That the members of said Board of Revenue, including the chairman, shall be entitled to Five Dollars per day for each day of actual service rendered in attending the meetings of said Board, or for any work or labor or service rendered in looking after the roads and bridges of the county, and the chairman of said Board shall be entitled to Five Dollars per day for each day of actual service rendered in keeping and looking after the affairs of his office, and the members of said Board, including the chairman, shall also be entitled to five cents per mile for each mile necessarily travelled by them in performing their respective duties, all of said sums to be paid out of the County Treasury on the certificate or warrant of the chairman of said Board of Revenue after the same has been allowed and ordered paid by said Board.

Section 11. That the Court of County Commissioners of Conecuh County as the same now exists be and the same is hereby abolished, and that the Judge of Probate of said County be relieved of his duties as

Chairman of the County Commissioners or said Board, which duties shall hereafter be performed by the Chairman of the Board of Revenue of Conecuh County.

Section 12. That the provision of this Act shall take effect on the first Monday of the month following its approval by the Governor.

Section 13. That a majority of said Board of Revenue shall constitute a quorum for the transaction of business.

Section 14. That if any section or part of this Act shall be declared unconstitutional or void for any reason, it shall not affect the validity of the remaining sections or parts thereof.

Section 15. That all laws and parts of laws, both general and special, in conflict with the provisions of this Act be and the same are hereby repealed.

STATE OF ALABAMA,

Conecuh County.

Before me, Carol J. King, a Notary Public in and for said State, and County, personally appeared R. Gaston Bozeman, who being sworn says on oath that he is editor and manager of the Evergreen Courant, a weekly newspaper published at Evergreen, Conecuh County, Alabama, and that the hereto attached notice was published in said newspaper once a week for four consecutive weeks, the first insertion being in issue dated May 26th, 1927, the second insertion being in issue dated June 2nd 1927, the third insertion being in issue dated June 9th, 1927, and the fourth insertion being in issue dated June 16th, 1927.

R. Gaston Bozeman,

Sworn to and subscribed before me this 8th day of July, 1927.

Carol J. King,

(Seal)

Notary Public in and for said State and County.

By Mr. Teasley:

S. 350. To further define robbery and to provide penalties therefor.

By Mr. Teasley:

S. 318. To amend Section 4928 of the Code of Alabama.

By Mr. Teasley:

S. 316: To amend Section 5695 of the Code of Alabama, 1923.

By Mr. Carlton (notice and proof):

S. 371. To amend sections 6, 8, and 11 of an Act entitled "An Act to establish a Board of Revenue for Marengo County, and for the abolishment of the Court of County Commissioners of said County," approved September 19, 1923.

With notice and proof thereto attached and herewith exhibited as follows:

NOTICE

STATE OF ALABAMA,

Marengo County.

Notice is hereby given that a local bill will be introduced at the present session of the legislature of Alabama, for the purpose of amending sections 6, 8 and 11 of the Act to establish a Board of Revenue for Marengo County, and for the abolishment of the Court of County Commissioners of said

County, which was approved September 19, 1923. Said bill being substantially in the following language:

A BILL

To be entitled an Act to amend sections 6, 8, and 11 of an act entitled "An act to establish a Board of Revenue for Marengo County, and for the abolishment of the Court of County Commissioners of said County," approved September 19, 1923:

Be it enacted by the Legislature of Alabama:

Sec. 1. That section 6 of an Act to establish a Board of Revenue for Marengo County and for the abolishment of the Court of County Commissioners of said County, approved September 19, 1923 be, and the same hereby is amended so as to read as follows: That the president of said Board of Revenue shall be its presiding officer, and shall sign the minutes of the proceedings of the Board of Revenue, and shall be a member thereof and shall have the same rights, privileges, powers and authority, and perform the same duties as the other members thereof, and shall sign all warrants drawn on the County Treasury, and all orders for the payment or disbursement of money or funds of the County, and shall sign all contracts entered into by the Board of Revenue of Marengo County. It shall be his duty to prepare the order of business and obtain information for the sessions of the Board of Revenue and shall see that all orders thereof are properly executed. He shall, in addition, perform all the duties now required of the Probate Judge as to matters coming before the Court of County Commissioners. In event the president of said Board of Revenue shall, for any cause, be absent from any session of said Board of Revenue, the other members present thereat shall, by a majority vote, which shall be spread upon the minutes of such session of said Board, elect one of the members of said Board of Revenue a president pro tem, who shall preside over such session, sign the minutes of the proceedings of such session of said Board of Revenue and shall have the same rights, privileges, powers and authority, and perform the same duties as the president of said Board of Revenue is authorized to perform when personally present and presiding over said session, and shall sign all warrants drawn on the County Treasury and all orders for the payment or distribution of money or funds of the County authorized at such session wherein he shall act as president pro tem, and shall sign all contracts entered into by the Board of Revenue of Marengo County authorized at the session over which he shall preside; and such president pro tem shall perform at the session over which he so presides as would devolve upon the president of said Board of Revenue if he were present.

Sec. 2. That section 8 of said Act be, and the same hereby is amended so as to read as follows: Section 8. That said Board of Revenue shall hold sessions on the second Tuesday of each month of every year, and may continue in session as long as it deems necessary to conduct the business of the County, and may hold such session at any time upon the call of the president or three members of the Board of Revenue, entered in writing on the minutes of said Board of Revenue. The sessions of said Board of Revenue shall be held at the Court House of said County.

Sec. 3. That section 11 of said Act be, and the same hereby is, amended so as to read as follows: Section 11. That the members of said Board of Revenue shall each be entitled to Ten Dollars per day for each day of actual service rendered; five cents per mile for traveling to and from the sittings of said Board of Revenue, and to and from the place where any service is rendered by them, to be paid out of the County Treasury on certificates or warrants signed by the president, or president pro tem, of the Board of Revenue; provided that no member of the Board of Revenue shall,

during any year, receive more than Eight Hundred Dollars from the County Treasury for any and all services rendered by him either as a member of the Board or for any work or labor done for, or services rendered to the County.

N. G. Winn.

STATE OF ALABAMA,

Marengo County.

Before me, Rowena Barger, a Notary Public in and for said county and State, this day personally appeared E. S. Cornish, of Demopolis, Alabama, who is personally known to me, and who being by me first duly sworn, deposes and says:

That he is editor of the Demopolis Times, a weekly newspaper published regularly each week in the City of Demopolis, in Marengo county, Alabama; that the above and foregoing notice, "To amend sections 6, 8 and 11 of an act entitled "An act to establish a Board of Revenue for Marengo County, and for the abolishment of the Court of County Commissioners of said County," approved September 19, 1923", as is set forth above, was regularly published, without cost to the State, once a week for four consecutive weeks in said the Demopolis Times, in said Marengo County, Alabama, beginning on and in the issue of said newspaper of June 2nd, 1927, and appearing in said newspaper regularly and consecutively on June 2nd, June 9th, June 16th and June 23rd 1927.

E. S. Cornish,

Sworn to and subscribed before me this the 8th day of July, 1927.

Rowena Barger,
Notary Public.

By Mr. Jones:

S. 369. To amend an Act entitled "An Act to create and establish a board of county commissioners in and for Madison County, Alabama, in the place and stead of the board of revenue of Madison County now existing in said county, and abolishing said board of revenue in Madison County; to divide said county of Madison into five districts, defining the boundaries thereof; defining the jurisdiction of said board of county commissioners, fixing their compensation; conferring upon said board of county commissioners all the jurisdiction, powers and authority granted by law to county commissioners, boards of revenue or other governing bodies of like name or authority in this State; and to authorize said board of county commissioners for the purpose of maintaining the public roads, bridges and ferries of Madison County, to impose a tax on gasoline, woco-pep or other substitutes therefor sold in the county not to exceed three cents per gallon and to provide the machinery for its collection; authorizing the appointment of said board of county commissioners of a clerk, and a supervisor of public roads; providing for the holding of monthly meetings of said board of commissioners and providing for the repeal of all laws in conflict with this Act; providing for the appointment, nomination and election of said board of commissioners, approved September 20th, 1923 by amending Sections 7 and 8.

With notice and proof thereto attached and herewith exhibited as follows:

NOTICE OF PROPOSED LEGISLATION

Notice is hereby given that at the session of the Legislature of Alabama convened on January 11th, 1927, and to re-convene on June 7th, 1927, application will be made for passage of a law substantially as set out in the following bill, viz:

A BILL

To be entitled An Act to amend an act entitled an Act To create and establish a Board of County Commissioners in and for Madison County, Alabama, in the place and stead of the Board of Revenue of Madison County now existing in said county, and abolishing said Board of Revenue in Madison County; to divide said county of Madison into five districts, defining the boundaries thereof; defining the jurisdiction of said Board of County Commissioners, fixing their compensation; conferring upon said Board of County Commissioners all the jurisdiction, powers and authority granted by law to County Commissioners, Board of Revenue or other governing bodies of like name or authority in this state; and to authorize said Board of County Commissioners for the purpose of maintaining the public roads, bridges and ferries of Madison County, to impose a tax on gasoline, woco-pep or other substitutes therefor sold in the county not to exceed three cents per gallon and to provide the machinery for its collection; authorizing the appointment of said Board of County Commissioners of a clerk, and a supervisor of Public Roads; providing for the holding of monthly meetings of said Board of Commissioners and providing for the repeal of all laws in conflict with this act; providing for the appointment, nomination and election of said Board of Commissioners, approved September 20th, 1923 by amending section 7 and 8.

Section 1. Be it enacted by the Legislature of Alabama, that Section 7 and 8 of an act entitled An Act to create and establish a Board of County Commissioners in and for Madison County Alabama, in the place and stead of the Board of Revenue of Madison County now existing in said County, and abolishing said Board of Revenue in Madison County; to divide said county of Madison into five districts, defining the boundaries thereof: defining the jurisdiction of said Board of County Commissioners, fixing their compensation; conferring upon said Board of County Commissioners all the jurisdiction, powers and authority granted by law to County Commissioners, Boards of Revenue or other governing bodies of like name or authority in this state; and to authorize said Board of County Commissioners, for the purpose of maintaining the public roads, bridges and ferries of Madison County to impose a tax on gasoline, woco-pep or other substitutes therefor, sold in the county, not to exceed three cents per gallon and to provide the machinery for its collection; authorizing the appointment by said Board of County Commissioners of a clerk, and a supervisor of Public Roads; providing for the holding of monthly meetings of said Board of County Commissioners, and providing for the repeal of all laws in conflict with this act; providing for the appointment, nomination and election of said Board of Commissioners, approved September 20, 1923, be and is hereby amended so to read as follows:

Section 7. The Chairman of the Board of County Commissioners shall receive a salary of Thirty-six Hundred (\$3600) Dollars per annum payable monthly from the County Treasury and the other four members of the Board of County Commissioners shall each receive Twelve Hundred (\$1200) Dollars per annum, payable monthly from the County Treasury.

Section 8. The chairman of the Board of County Commissioners is required to give his entire time and attention to the business of the Board of County Commissioners; he shall be its presiding officer, and in addition to the rights, powers, and duties prescribed in this Act, he shall exercise and perform all other rights and duties in relation to the Board of County Commissioners, and shall be liable to the same penalties in connection therewith, as are now exercised and performed by the President of the Board of Revenue of Madison County, and the Judges of Probate of the several counties of this State as provided under the general law of the State, in relation to the Court of County Commissioners. He shall issue warrants to all persons whose claims have been allowed by the Board of County Commissioners and in the same manner and under the same restrictions as same have been heretofore issued by the President of the Board of Revenue or the Judge of Probate of Madison County.

In addition to the duties herein above prescribed and set out he shall personally supervise the maintenance and improvement of the public roads, highways and bridges in his district, numbered five, and shall supervise the maintenance and conduct of the County Alms House, see that it is kept in a cleanly and healthful condition and its inmates well cared for. He shall also supervise the operation and conduct of the County Jail, see that it is kept in a cleanly and healthful condition and look after such repairs, changes and improvements as may be ordered by the Board of County Commissioners. He shall also look after the County Court House and grounds and see that the building and yard are kept clean and in good repair and the furnishings kept up.

STATE OF ALABAMA,

Madison County.

Before me, M. W. Hurst, a Notary Public in and for said County and State this day personally appeared Charles D. Lane, who, being duly sworn deposes and says that he is the editor, publisher and general manager of The Community Builder, a newspaper published on Thursday of every week in the City of Huntsville, County and State aforesaid, that the attached notice of a bill proposed to be introduced into the Legislature of Alabama, which convened on January 11, 1927, and which was to be and was, re-convened on June 5, 1927, was published in the said The Community Builder on June second, ninth, sixteenth and twenty-third in 1927.

Charles D. Lane,
As editor, publisher and general
manager of The Community Builder.

Sworn to and subscribed before me this the 9th day of July, 1927.

(Seal)

M. W. Hurst,
Notary Public.

J. E. Speight,
Secretary.

SENATE MESSAGE

The Senate Bills, the titles to which are set out in the above and foregoing Message from the Senate were severally read one time and referred to appropriate Standing Committees as follows:

Public Roads and Highways, S. 332.
Agriculture, S. 173.

Local Legislation, S. 340; S. 319; S. 325. S. 341; S. 349; S. 370; S. 371; S. 369.

Revision of Laws, S. 350; S. 318; S. 316.

ADJOURNMENT.

On motion of Mr. Cockrell the House, in accordance with a S. J. R. heretofore adopted, adjourned until 2:30 P. M. Tuesday July 19th, 1927.

THIRTY-FOURTH DAY

House of Representatives,
Montgomery, Alabama.
Tuesday, July 19th, 1927.

The House met pursuant to adjournment.

PRAYER

The session was opened with prayer by Rev. Dr. Mullen of the House.

ROLL CALL

On a call of the roll of the House the following members answered to their names:

Messrs.:			
Mr. Speaker	Desear	Johnson	Nipper
Adcock	Edmundson	Jones (Bullock)	Norman
Allen	Edwards	Jones (Cleburne)	Owens
Anderson	Frey	Jordan (Etowah)	Parish
Ashcraft	Golson	Jordan (Washington)	Patterson
Baldwin	Goode	Kirkpatrick	Pegues
Bartlett	Goodwyn	Langdon	Pitts
Beebe	Green	Lawler	Poole
Brunson	Grove	Lee	Powell
Bryant	Gullatt	Lovelace	Quillin
Burleson	Guy	Luck	Rankin
Burns	Hampton	McAdory	Reeder
Byars	Harwood	Martin	Ringer
Cannon	Hawkins	Matthews	Rivers
Carter	Hightower	Merrill	Rogers (Elmore)
Christian	Hollis	Miller (Marengo)	Rogers (Mobile)
Cockrell	Howard	Miller (Sumter)	St. John
Cook	Howell	Molette	Sanders (Conecuh)
Darden	Hubbard	Morrow	Sanders (Pike)
Deloney	Hughes	Moxley	Sanderson
Denson	Jeter	Mullen	Shepherd

Shivers	Stewart (Bibb)	Vickers	Ware
Simpson	Stewart (Calhoun)	Waddell	Webb
Smith	Thompson	Wallace	Weldon
Starnes	Tompkins	Ward (Geneva)	Winn
Stephens	Tunstall	Ward (Tuscaloosa)	

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A quorum was present.

JOURNAL

The Chairman of the Standing Committee on Revision of the Journal made the following report.

REPORT OF STANDING COMMITTEE ON REVISION OF THE JOURNAL

Mr. Speaker:

Your standing committee on Revision of the Journal begs leave to report that said committee has carefully examined the Journal of the House for the 33rd legislative day, and finds same correct.

R. G. Langdon,
Chairman.

The report of the committee was concurred in and adopted and the Journal for the 33rd legislative day was approved.

LEAVE OF ABSENCE

Was granted to Messrs. Fite, Graves and Monk for today.

RESOLUTIONS

The following resolutions were introduced:

By Mr. Ware:

H. R. 97. Resolved that House Bill No. 17, to authorize payment of postage bills to Clerks of Circuit Court, Sheriffs, Registers, Assessors and Collectors, by the respective Counties, be made a Special paramount and continuing order for the 35th Legislative Day, immediately after reports of Standing Committees.

And the Resolution was referred to the Standing Committee on Rules.

By Mr. Luck:

H. R. 98. Resolved that S. B. 328, Legalizing and validating elections heretofore held authorizing, levying and collection of special school taxes, be made a special paramount, continuing order for the next Legislative Day immediately after reports of Standing Committees.

And the resolution was referred to the Standing Committee on Rules.

By Mr. Sanderson:

H. R. 99. Resolved that House Bill No. 171 be made a special paramount and continuing order for the 37th Legislative Day.

And the Resolution was referred to the Standing Committee on Rules.

By Mr. Ward of Tuscaloosa:

H. R. 100. Be it resolved by the House, That House Bill No. 544, be made a special paramount and continuing order for or on the 34th Legislative Day, immediately after reports of Standing Committees.

And the resolution was referred to the Standing Committee on Rules.

By Mr. Grove:

H. R. 101. Resolved that House Bill Numbers 165, 166, 167, 164, be made special paramount, continuing orders on the 34th Legislative Day, immediately after the call of counties for the introduction of bills.

These bills fix the salaries and allowances for the Tax Collector, Tax Assessor, Probate Judge and Sheriff of Mobile County, Alabama.

And the Resolution was referred to the Standing Committee on Rules.

Rules Committee:

H. J. R. 102. Be it resolved by the House, the Senate concurring that when the two Houses adjourn today they adjourn to meet again on Friday, July 22, 1927, at ten o'clock a. m.

And the Resolution was adopted.

By Mr. Moxley:

H. R. 103. Be it resolved that H. B. 467 and Senate Bill 256, relating to Public Health, be made a special apramount order for the 35th Legislative Day.

And the Resolution was referred to the Standing Committee on Rules.

INTRODUCTION OF BILLS

On a call of Counties Bills were introduced, severally read one time and referred to appropriate Standing Committee as follows:

By Mr. Cockrell:

H. 823. To amend section 6898 of the Code of 1923 entitled conditional sales, leases, etc., to be recorded.

Judiciary.

By Mr. Darden (with notice and proof):

H. 824. To require County Board of Education of Coosa County, Alabama, to publish certified copies of the minutes of its proceedings of each regular, special, called and adjourned

terms in some newspaper published in Coosa County, Alabama, and if no newspaper is published in the county then to require certified copies of the minutes of such terms to be posted at the court house and at the post offices of the county; to provide for a certified copy of the minutes to be delivered to the publisher of some newspaper, and to provide for payment for publication of the minutes and for making the certified copy of the same; and to provide a penalty for failing to comply with the provisions of this act.

Local Legislation.

Notice and Proof of H. 824:

LEGAL NOTICE

To whom it may concern:

Notice is hereby given that a local bill for Coosa County, Alabama, will be introduced at the present session of the Alabama Legislature, the substance of which bill will be to require the Board of Education of Coosa County, Alabama, to publish in a newspaper published in said county, the minutes of its proceedings at each regular, special and adjourned term; to provide for furnishing copy to the publisher of such newspaper for publication; and to provide for compensation out of the treasury of said county for furnishing such copy and for publishing same.

John A. Darden,
Member of the House of Representatives from
Coosa County in Alabama, Legislature.

STATE OF ALABAMA, Coosa County.

Personally appeared before me, the undersigned authority in and for said County and State, W. P. Pruitt, who first being duly sworn doth depose and say on oath:

That he is the owner, publisher and editor of The Rockford Chronicle, a weekly newspaper published and printed in Rockford, Coosa County, Alabama; that the attached notice of a Local Bill was published in four consecutive issues of said newspaper, being the issues bearing dates of April, 7th, 14th, 21st, and 28th, 1927.

W. P. Pruitt,
Subscribed and sworn to before me this the 7th day of June, 1927.
Henry A. Tell,
Notary Public, Coosa County, Alabama.

By Mr. Thompson:

H. 825. To amend Section 3095 of the Code of Alabama, 1923.

Municipal Organization.

By Mr. Thompson:

H. 826. To establish and create a Bureau of Criminal Identification and Investigation; to provide for the appointment of a superintendent and to fix his qualifications, term of office, salary, compensation and duties; to prescribe the duties of sheriffs, chiefs of police of cities, towns and marshalls of villages and other law enforcement officers in connection with said bureau;

to make it a misdemeanor for neglect or failure to perform duties imposed under this Act and to fix the punishment therefor; to prescribe the duties of the Attorney General in the administration of said Act; to provide for the promulgation of proper rules and regulations for said bureau; to provide for the employment and payment of employes and the expenses of the operation of said bureau.

Penitentiaries.

By Mr. Morrow:

H. 827. "To render cities in this state of One Hundred and fifty thousand (150,000) inhabitants or more according to the last or any subsequent federal census liable for court costs."

Local Legislation.

By Mr. Morrow:

H. 828. To amend an act entitled an act, "To further prescribe the duties of County Treasurers in Counties of more than two hundred thousand population according to the last or any subsequent preceding Federal Census; to provide for clerical assistance for such treasurers for the employment of attorneys to advise and represent such treasurers, and for the compensation of such treasurer, assistants, and attorney; and to require the deposit of county funds", approved October 31st, 1921.

Local Legislation.

By Mr. Morrow:

H. 829. To amend Section 6774 of the Code of 1923.

Local Legislation.

By Mr. Morrow:

H. 830. To repeal an act entitled an act, "to provide for building and maintaining public highways through incorporated towns and cities by Boards of Revenue and Courts of County Commissioners in all counties of two hundred thousand inhabitants or more, out of any money at any time subject to the disposal of such Boards of Revenue and Courts of County Commissioners for road purposes," approved March 17th, 1915.

Local Legislation.

By Mr. Morrow:

H. 831. A Bill to be entitled an Act to provide for and submit to the qualified electors of the State of Alabama at an election to be held at the next general election, after the final adjournment of the present session of the Legislature, an amendment to the constitution of Alabama as follows:

"The Board of Revenue of Jefferson County or other governing body of said county, in addition to the taxes it is now authorized and empowered to levy and collect, shall levy and collect annually a tax of not more than two-tenth of one per centum upon the value of the property therein as fixed for State taxation, to be applied exclusively to the purchase, construction,

equipment, repair, operation and maintenance of a hospital or hospitals for the care and treatment of persons afflicted with tuberculosis, and preventive tuberculosis work and for the construction, equipment, repair, operation and maintenance of a charity hospital in said county; to provide for notice of said election; to prescribe the form of ballot; for the canvassing of the returns and to prescribe the method whereby the result of said election shall be known and to further prescribe for the expense of said election."

Be it enacted by the Legislature of Alabama:

Section 1: That the following amendment to the constitution of Alabama is hereby proposed to be submitted to the qualified electors of the State of Alabama for their consideration at an election to be held at the next general election after the final adjournment of the present session of the Legislature, at which this amendment is proposed, to-wit: The Board of Revenue of Jefferson County or other governing body of said County, in addition to the taxes it is now authorized and empowered to levy and collect, shall levy and collect annually a tax of not more than two-tenth of one per centum upon the value of the property therein as fixed for State taxation, to be applied exclusively to the purchase, construction, equipment, repair, operation and maintenance of a hospital or hospitals for the care and treatment of persons afflicted with tuberculosis, and preventive tuberculosis work and for the construction equipment, repair, operation and maintenance of a charity hospital in said County.

Section 2. That it shall be the duty of the Governor of the State of Alabama, to give notice, by proclamation, of the fact that such election will be held on the day hereby appointed for action by the electorate upon the amendment hereby proposed by this Act to be submitted to the qualified electors of the State for their consideration; and such proclamation shall also set out the proposed amendment. The said proclamation shall be published in one newspaper in each county in the State for at least eight successive weeks next preceding the day hereby appointed for the said election.

Section 3: That at said election on the amendment proposed by this Act to be submitted to the qualified electors of the State of Alabama, for their consideration, the qualified electors shall vote upon said amendment, and on the official ballots printed for such election, there shall be printed the following: "shall the following be adopted as an amendment to the Constitution of the State of Alabama." "The Board of Revenue of Jefferson County or other governing body of said County, in addition to the taxes it is now authorized and empowered to levy and collect, shall levy and collect annually a tax of not more than two-tenth of one percentum upon the value of the property therein as fixed

for State taxation, to be applied exclusively to the purchase, construction, equipment, repair, operation and maintenance of a hospital or hospitals for the care and treatment of persons afflicted with tuberculosis, and preventive tuberculosis work and for the construction, equipment, repair, operation and maintenance of a charity hospital in said County." Following the proposed amendment on the ballot shall be printed the word "yes" and immediately under that shall be printed the word "No". The choice of the elector shall be indicated by a cross-mark made by him, or under his direction, opposite the word expressing his desire.

Section 4. That the officers who hold such election shall be the same and shall be appointed in the same manner and by the same officials as provided by the general election laws of the State of Alabama for the appointment of officers and the holding of general elections in this State, and the election shall be held under and in all things governed by and had in accordance with the constitutional provisions touching amendments to the Constitution of Alabama, and the general election laws of the State of Alabama.

Section 5. That the votes cast at said election shall be counted, canvassed and tabulated and return made to the Secretary of State in the same manner as in elections of representatives to the legislature; and if it thereupon appear that a majority of the qualified electors who voted at such election upon the proposed amendment, voted in favor of the same, such amendment shall become a part of the Constitution of Alabama, and shall be in all its intents and purposes valid as such part of the Constitution.

Section 6. The result of such election shall be made known by proclamation of the Governor.

Section 7: The expenses of the election herein provided for and the costs of the publication of the notices, shall be paid out of the State Treasury in the same manner that the expenses of general elections are paid.

The above and foregoing bill proposing an amendment to the Constitution was read one time, at length, and referred to the Standing Committee on Constitution and Constitutional Amendments.

By Mr. Morrow:

H. 832. To amend Section 6766 of the Code of 1923.

Judiciary.

By Mr. Simpson:

H. 833. To provide for and fix the franchise tax of all corporations doing business in this State that pay a privilege or license tax based upon the percentage of gross receipts, or a per centage of its production and/or sale.

Rules.

By Mr. Simpson:

H. 834. To amend Sec. 250 of "An Act to provide for the general revenue of the State of Alabama, "approved Sept. 15th, 1919.

Ways and Means.

By Mr. Norman (With Notice and Proof):

H. 835. To provide for the Compensation of the County Solicitor of Bullock County, Alabama, and to regulate the manner of payment.

Local Legislation.

Notice and Proof H. 835.

NOTICE OF PROPOSED LEGISLATION.

Notice is hereby given of the proposed intention to apply for the passage by the Legislature of Alabama at its present session to reconvene on June 7, 1927, of Local Acts for Bullock County, Alabama, in substance as follows:

A BILL

To Be Entitled An Act to Provide for the Compensation of the County Solicitor for Bullock County, Alabama, and to Regulate the Manner of Payment.

(1) Be it enacted by the Legislature of Alabama that on and after the passage of this act and the approval thereof by the Governor, that the salary of the County Solicitor for Bullock County, Alabama, shall be the sum of \$1200.00 per annum, payable monthly by a warrant drawn by the Probate Judge upon the general fund of the County.

(2) That all laws and parts of laws in conflict herewith be and the same are hereby repealed.

A BILL

To Be Entitled An Act to Fix the Compensation of the Members of the Court of County Commissioners for Bullock County, Alabama, and to Regulate the Payment Thereof.

(1). Be it enacted by the Legislature of Alabama, that on and after the passage of this act, with the approval of the Governor, that the compensation of each member of the Court of County Commissioners for Bullock County, Alabama, shall be the sum of \$8.00 per diem for the days actually engaged in the County's business, and they shall be paid by a warrant drawn by the Probate Judge on the General Fund of the County.

(2). That all laws and parts of laws in conflict herewith be and the same are hereby repealed.

S. P. Rainer,
Probate Judge.

STATE OF ALABAMA,
Bullock County.

Before me, J. A. Crook, a Notary Public, in and for said state and county, personally appear C. D. Norman, publisher of The Union Springs Herald, a newspaper published in Union Springs, Bullock County, Alabama, who, after first being duly sworn, deposes and says that a notice of the purpose to apply for a local act of the legislature fixing the compensation of the County Solicitor of Bullock County, Alabama a copy of which

is affixed hereto, was duly published in said Union Springs Herald for four consecutive weeks, on the following dates, June 2, 9, 16, and 23, 1927.

C. D. Norman,
Publisher.

Sworn to and subscribed before me on this the 7th day of July, 1927.

J. A. Crook,
Notary Public.

By Mr. Norman (With Notice and Proof) :

H. 836. To fix the compensation of the members of the Court of County Commissioners for Bullock County, Alabama, and to regulate the payment thereof.

Local Legislation.

Notice and Proof H. 836.

NOTICE OF PROPOSED LEGISLATION.

Notice is hereby given of the proposed intention to apply for the passage by the Legislature of Alabama at its present session to reconvene on June 7, 1927, of Local Acts for Bullock County, Alabama, in substance as follows:

A BILL

To Be Entitled An Act to Provide for the Compensation of the County Solicitor for Bullock County, Alabama, and to Regulate the Manner of Payment.

(1) Be it enacted by the Legislature of Alabama that on and after the passage of this act and the approval thereof by the Governor, that the salary of the County Solicitor for Bullock County, Alabama, shall be the sum of \$1200.00 per annum, payable monthly by a warrant drawn by the Probate Judge upon the general fund of the County.

(2) That all laws and parts of laws in conflict herewith be and the same are hereby repealed.

A BILL

To Be Entitled An Act to Fix the Compensation of the Members of the Court of County Commissioners for Bullock County, Alabama, and to Regulate the Payment Thereof.

(1). Be it enacted by the Legislature of Alabama, that on and after the passage of this act, with the approval of the Governor, that the compensation of each member of the Court of County Commissioners for Bullock County, Alabama, shall be the sum of \$8.00 per diem for the days actually engaged in the County's business, and they shall be paid by a warrant drawn by the Probate Judge on the General Fund of the County.

(2) That all laws and parts of laws in conflict herewith be and the same are hereby repealed.

S. P. Rainer,
Probate Judge.

STATE OF ALABAMA,
Bullock County.

Before me, J. A. Crook, a Notary Public, in and for said state and county, personally appeared C. D. Norman, publisher of The Union Springs Herald, a newspaper published in Union Springs, Bullock County, Alabama, who, after first being duly sworn, deposes and says that a notice of the purpose to apply for a local act of the Legislature fixing the compensation of the members of the Court of County Commissioners of Bullock County,

Alabama, a copy of which is attached hereto, was duly published in said Union Springs Herald for four consecutive weeks, on the following dates to-wit: June 2, 9, 16, and 23, 1927.

C. D. Norman,
Publisher,

Sworn to and subscribed before me on this the 7th day of July, 1927.

J. A. Crook,
Notary Public.

By Mr. Nipper:

H. 837. To authorize the State Board of Education to prepare and maintain a register of those blind persons living in the State of Alabama in which is shown their condition, cause of blindness, and capacity for education and industrial training; to set up a bureau of information and industrial aid for the blind; to assist other agencies in developing home industries; to aid in furnishing books, materials, and tools for rehabilitating the blind; to devise other means of helping them; to provide for an annual report on the activities of the State Board of Education in connection therewith; and to make an appropriation for carrying out the provisions of the Act.

Eleemosynary Institutions.

By Mr. Vickers:

H. 838. Regulating the practice of public accountancy in the State of Alabama, creating a State Board of Accountants and prescribing its powers and duties; providing for the examination and certification of professional accountants; and prescribing penalty for violation of provisions of act or making false or fraudulent reports; and repealing all laws in conflict therewith.

Revision of Laws.

By Mr. Vickers:

H. 839. To repeal an Act approved September 18th, 1915, entitled "An Act to prescribe the notice, time and procedure for holding elections on proposed amendments to the Constitution."

Constitution and Constitutional Amendments.

By Mr. Vickers:

H. 840. To repeal an Act approved February 21st, 1927, entitled "An Act to require all Tax Assessors, Tax Collectors, Judges of Probate, and Sheriffs, who are not on a salary exclusively, but who receive fees or part fees for their services and compensations, to file monthly itemized statements, under oath, with the treasurer, or such other corresponding officer, in their respective counties, showing monies received and expended by said officers in their respective offices, and departments, in all counties of the state of Alabama, having a population of not less than ninety thousand and not exceeding three hundred thousand, according to the last, or any subsequent Federal census; and to provide penalties for failure to file such reports."

Revision of Laws.

By Mr. Grove:

H. 841. To create in all cities in the State of Alabama, having a population of not less than Fifty Thousand and not more than One Hundred and Fifty Thousand, according to the last or any subsequent Federal census, special funds to be known as "Municipal Employees Pension and Relief Funds"; to provide for the setting apart of such funds; to create a pension and relief system applicable to all Municipal employees in such cities; to provide for the creation of such funds and for appropriations to make up deficit therein, and how such funds shall be raised or acquired; to provide for the placement and handling of such funds; to provide who shall hear and decide applications for pensions and relief; and for the drawing of warrants against said funds; and to provide against such funds being subject to garnishment or levy and sale under execution or otherwise; to provide payments for disabled members of the various departments in said cities during their disability and for the retirement of such members on pension, either by reason of term of office or disability; to provide for the pension of an employee in said cities; to provide for the appropriation for funeral expenses upon the death of any employee; to provide for the examination by proper authorities of such members in case of sickness or disability; to provide that members receiving benefits shall be bona fide residents of the county in which the pension is paid; to provide for gifts, donations, legacies, or otherwise, to be made to such funds and for the appointment of trustees and for a Capitol Board of Pensions for all purposes in connection herewith. To provide penalty for the violations of the provisions of this Act; to provide when this Act shall take effect; and to provide that any section or provision of this Act being held unconstitutional shall not effect the validity of any other section or provision.

Municipal Organization.

By Mr. Tompkins:

H. 842. A Bill to be Entitled an Act to propose an amendment to the Constitution of the State of Alabama authorizing the State to construct and improve public school and other educational buildings in the State of Alabama and to this end to authorize the State to issue and sell negotiable interest bearing bonds to an amount not to exceed twenty million dollars and to provide revenue and funds for the prompt and faithful payment of the principal and interest on such bonds and to order an election by the qualified electors of the State upon such proposed amendment to be held on the second Tuesday in January 1928.

Be it Enacted by the Legislature of Alabama:

Section 1. The following amendment to the Constitution of Alabama is hereby proposed and an election is hereby ordered.

by the qualified electors of the State upon such proposed amendment and the day hereby appointed for such election is the second Tuesday in January 1928. The proposed amendment is as follows:

Article XXI. Section 1. The State may engage in the construction and improvement of buildings for public schools and The University of Alabama, Alabama Polytechnic Institute, Alabama College and State Normal Schools, in this State and to this end and for this purpose, the State is authorized to appropriate funds and also to issue and sell interest-bearing negotiable state bonds in an amount not to exceed the sum of Twenty Million Dollars to be issued in such denominations, numbers, and series to mature at such time as may be provided for by law, but such bonds shall bear a rate of interest not greater than five per cent per annum payable semi-annually and shall be sold at a price not less than par value thereof. Such bonds when issued shall be a direct obligation of the State and for the prompt and faithful payment of the principal and interest thereon, the full faith and credit of the State is hereby irrevocably pledged and such bonds shall be exempt forever from all taxes of every kind. Two Hundred Thousand Dollars of the proceeds of these bonds shall be set aside and expended for the permanent construction and permanent improvement of public school buildings in each county in the State when authorized by appropriate laws passed by the Legislature and the remainder of the proceeds of said bonds shall be set aside and expended for the permanent construction and permanent improvement of the school buildings for The University of Alabama, Alabama Polytechnic Institute, Alabama College and State Normal Schools, in this State, when authorized by appropriate laws passed by the Legislature. To create a sinking fund for the prompt and faithful payment of the principal and interest of these bonds and for the construction and improvement of such public schools; One Mill of the two and one-half mills ad valorem tax now levied by law for general purposes, is hereby set aside as a fund to be used exclusively for said purpose until the principal and interest of said bonds shall have been paid in full. Nothing herein shall be construed as in anywise authorizing any increase in the rate of taxation now provided for by the Constitution of Alabama.

Section 2. Notice of the election hereby ordered, together with the amendment hereby proposed, shall be given by a proclamation of the Governor which shall be published in one newspaper once a week in each county in the State, for at least eight successive weeks next preceding the day hereby appointed for such election.

Section 3. At the election hereby ordered to be held as herein provided, the qualified electors shall vote on said proposed

amendment; and on the official ballot printed for such election there shall be printed the following, viz: "Shall the following be adopted as Article XXI of the Constitution of Alabama?"

Article XXI. Section 1. The State may engage in the construction and improvement of buildings for public schools and The University of Alabama, Alabama Polytechnic Institute, Alabama College and State Normal Schools, in this State, and to this end and for this purpose, the state is authorized to appropriate funds and also to issue and sell interest-bearing negotiable State bonds in an amount not to exceed the sum of Twenty Million Dollars to be issued in such denominations, numbers and series to mature at such time as may be provided for by law, but such bonds shall bear a rate of interest not greater than five per cent per annum payable semi-annually and shall be sold at a price not less than the par value thereof. Such bonds when issued shall be a direct obligation of the State and for the prompt and faithful payment of the principal and interest thereof, the full faith and credit of the State is hereby irrevocably pledged and such bonds shall be exempt forever from all taxes of all kinds. Two Hundred Thousand Dollars of the proceeds of these bonds shall be set aside and expended for the permanent construction and permanent improvement of public school buildings in each county in the State when authorized by appropriate laws passed by the Legislature and the remainder of the proceeds of said bonds shall be set aside and expended for the permanent construction and permanent improvement of the school buildings for The University of Alabama, Alabama Polytechnic Institute, Alabama College and State Normal Schools, in this State, when authorized by appropriate laws passed by the Legislature. To create a sinking fund for the prompt and faithful payment of the principal and interest of these bonds and for the construction and improvement of such schools and said institutions named herein, one mill of the two and one-half mills advalorem tax now levied by law for general purposes is hereby set aside as a fund to be used exclusively for said purpose until the principal and interest of said bonds shall have been paid in full. Nothing herein shall be construed as in any wise authorizing any increase in the rate of taxation now provided for by the Constitution of Alabama.

Section 4. Officers to hold such election shall be the same and shall be appointed in the same manner and by the same officials as now provided by the election laws of the State for the appointment of officers to hold elections in this State and the election shall be held in all things in accordance with this Act, the law governing general elections, and the Constitutional provisions concerning amendments to the Constitution.

Section 5. The votes cast at such election shall be canvassed, tabulated, and returns thereof made to the Secretary of State,

and counted in the same manner as in elections for representatives to the Legislature; and if it shall thereupon appear that a majority of the qualified electors who voted at such election upon the proposed amendment voted in favor of the same, such amendment shall be valid to all intents and purposes as a part of the Constitution of the State of Alabama. The result of such election shall be made known by a proclamation of the Governor.

The above and foregoing bill proposing an amendment to the Constitution was read one time, at length, and referred to the Standing Committee on Constitution and Constitutional Amendments.

By Mr. Beebe:

H. 843. To prescribe the time within which actions may be brought for the recovery of lands which have been claimed and the taxes thereon paid for twenty years during which period the lands stood embraced in or covered by an incomplete grant by the United States of America subsequently completed or perfected by the issuance of patent or otherwise.

Judiciary.

By Mr. Beebe (With Notice and Proof):

H. 844. To authorize the construction, maintenance and operation of a toll bridge, causeway and highway across Perdido Bay, connecting the mainland of Baldwin County, Alabama, at or near Perdido Beach with the mainland of Florida, at or near Inerarity Point, in Escambia County, Florida; granting a right of way across Perdido Bay to the Florida State line; authorizing the County Commissioners, Board of Revenue or other governing body of Baldwin County, Alabama, to grant a franchise therefor; and granting the right of eminent domain to the person, persons or corporation receiving said franchise.

Local Legislation.

Notice and Proof H. 844:

NOTICE

Notice is hereby given of the intention to introduce in the current session of the 1927 Legislature of Alabama a bill to authorize the construction, maintenance and operation of a toll bridge, causeway and highway across Perdido Bay, connecting the mainland of Baldwin County, Alabama, at or near Perdido Beach with the mainland of Florida, at or near Inerarity Point, in Escambia County, Florida; granting a right-of-way across Perdido Bay to the Florida State line; authorizing the County Commissioners, Board of Revenue or other governing body of Baldwin County, Alabama, to grant a franchise therefore; and granting the right of eminent domain to the person, persons or corporation receiving said franchise; which bill shall be in substance as follows:

A BILL TO BE ENTITLED AN ACT

A Bill to be Entitled an Act to authorize the construction, maintenance and operation of a toll bridge, causeway and highway across Perdido Bay,

connecting the mainland of Baldwin County, Alabama, at or near Perdido Beach with the mainland of Florida, at or near Inerarity Point in Escambia County, Florida; granting a right-of-way across Perdido Bay to the Florida State line; authorizing the County Commissioners, Board of Revenue or other governing body of Baldwin County, Alabama, to grant a franchise therefor; and granting the right of eminent domain to the person, persons or corporation receiving said franchise.

Be it Enacted by the Legislature of the State of Alabama:

Section 1. That the consent and authority of the State of Alabama, be and the same is hereby granted to the county commissioners, board of revenue or other governing body of Baldwin County, Alabama, by whatever name, to grant a franchise to the person, persons or corporation who will comply with the requirements of the said governing body of said County, for the construction, maintenance and operation of a toll bridge, causeway and highway over that part of Perdido Bay which lies within the territorial limits of the State of Alabama. Said bridge to start at or near Perdido Beach, in Baldwin County, Alabama, and to connect with the mainland in Escambia County, Florida, at or near Inerarity Point, for the accomodation and service of vehicles, pedestrians and livestock, and for motor or electrically propelled public conveyances or common carriers; provided that the franchise shall not be granted for a longer period than fifteen years and may be renewed by such governing body upon such terms as it may deem best and shall be upon such terms and conditions as the said governing body shall prescribe.

Section 2. That any person, persons or corporation constructing or operating any toll bridge, bridges, causeway or highway under the provisions of this Act, shall have the same rights, powers and privileges of eminent domain as are now exercised and enjoyed by toll bridge companies in this state as and with reference to and concerning the condemnation of public and private property for the right-of-way for toll bridge, causeway, ferries and highway; and such person, persons or corporation shall have the right, privilege and authority to condemn and acquire such right-of-way for the construction of its bridge, bridges, causeway and highway in the same manner and by the same process as is now prescribed by the laws of this state for condemnation of rights-of-way for toll bridges, causeways, ferries and highways and every one of the laws of the State of Alabama, applying to the condemnation of rights-of-way for toll bridges, causeways, ferries and highways in this State, and the same are hereby made to apply, to govern and to control the acquisition of such right-of-way by and for such person, persons or corporation.

Section 3. The consent hereby authorized and granted is conditioned upon a like consent and authority to be obtained from the State of Florida and of the County of Escambia in the state of Florida, for the construction of that portion of said bridge, causeway and highway to be located in the County of Escambia, in the State of Florida; and the said consent is further subject to all conditions and requirements for bridges over navigable waters as prescribed by rules and regulations of the War Department of the United States.

Section 4. This grant, consent and authority is further subject to all of the terms and provisions of the laws of the State of Alabama as now existing or that may hereafter be enacted and subject to such rules and regulations of the governing body of Baldwin County now or hereafter promulgated, relative to the establishment of toll ferries, toll bridges, and roads.

Section 5. Authority is hereby granted to the governing body of Baldwin County, Alabama, acting for Baldwin County, and to the State Highway Commission, acting for the State of Alabama, either or both to act separately or jointly with the authorities of the State of Florida and with

the County Commissioners of Escambia County, Florida, either or both to purchase said toll bridge, bridges, causeway and highway after same shall have been in operation for a period of fifteen years, and upon such terms as may be embodied in the franchise to be issued by the said governing body of Baldwin County, Alabama.

Section 6. This act shall take effect immediately upon its passage and approval by the Governor or upon its becoming law without such approval.

AFFIDAVIT OF PUBLICATION

STATE OF ALABAMA,

Baldwin County.

T. L. C. Vail, being duly sworn, deposes and says that he is the Publisher of The Baldwin County News, a Weekly Newspaper published at Foley, Baldwin County, Alabama; that the notice hereto attached of Bill to authorize toll bridge over Perdido Bay, etc., was published in said newspaper for 4 consecutive weeks in the following issues:

Date of first publication June 23, 1927.

Date of second publication June 30, 1927.

Date of third publication July 7, 1927.

Date of fourth publication July 14, 1927.

T. L. C. Vail,
Publisher.

Subscribed and sworn to before the undersigned this 16th day of July, 1927.

Dixie E. Vail,
Notary Public.

(Seal)

By Mr. Goodwyn:

H. 845. To amend Section 1 of an Act to Amend Sections 3 and 6 of an Act entitled an Act to further provide for and regulate the payment of pensions to Confederate soldiers and sailors and their widows and to make necessary appropriations therefor, approved September 6, 1923, designated as Section 2948 and Section 2973 of the Code of Alabama, approved February 18, 1927.

Pensions.

By Mr. Goodwyn:

H. 846. To amend Section 5523 of the Code of Alabama 1923.

Judiciary.

By Mr. Smith (With Notice and Proof):

H. 847. To establish an Inferior court in precinct 1, Russell County, Alabama, in lieu of all justice of the peace courts in said precinct, and to define the jurisdiction and powers of said court and the judge thereof, to provide for the execution of processes of said court and the operation thereof, to provide for the appointment, election, term of office, qualification and compensation of the judge thereof, and to abolish the offices of all justices of the peace in said precinct.

Local Legislation.

Notice and Proof H. 847:

NOTICE

To Whom it May Concern:

Notice is hereby given of the intention to apply to the present Legislature of Alabama, which began its regular quarennial session on January 11, 1927, for the passage of a law the substance of which is as follows:

AN ACT

To establish an inferior court in precinct 1, Russell County, Alabama, in lieu of all justice of the peace courts in said precinct, and to define the jurisdiction and powers of said court and the judge thereof, to provide for the execution of processes of said court and the operation thereof, to provide for the appointment, election, term of office, qualification and compensation of the judge thereof, and to abolish the offices of all justices of the peace in said precinct.

Be it enacted by the Legislature of Alabama:

Section 1. That there is hereby established an inferior court in precinct 1, Russell County, Alabama, which shall be known and designated as the inferior court of Phenix City, which shall be in lieu of all the justices of the peace courts within said precinct. The said court shall have all the powers and jurisdiction now conferred by law on justices of the peace courts or on said court; and the judge of said court shall have and exercise all the powers and authority and perform all the duties now prescribed by law for justices of the peace in said precinct. Said judge shall have the same rights and privileges and the same disabilities and penalties as now or may hereafter apply by law to justices of the peace.

Section 2. Be it further enacted, That there shall be a judge of said court. The judge shall at the time of his appointment or election have been a resident of said precinct 1 for at least one year, and shall at the time of his appointment or election be at least twenty-five years old. He shall hold his office for a term of four years and until his successor is elected and qualified.

Section 3. Be it further enacted, That thirty days after the passage and approval of this act there shall be appointed by the Governor a judge of said court, who shall hold office until the next general election at which justices of the peace are elected, and until his successor is elected and qualified. At such general election and every four years thereafter there shall be elected by the qualified voters of said precinct 1 for Russell County, a judge for said inferior court of said precinct 1. Vacancies in the office of judge of said court shall be filled by appointment of the Governor whose term of office shall be the unexpired term of his predecessor and until his successor is elected and qualified.

Section 4. Be it further enacted, That the judge of said court shall receive as compensation for his services the same fees now allowed justices of the peace or may hereafter be allowed justices of the peace for services in justices court, which fees shall be taxed and collected as now or may, hereafter be provided by law.

Section 5. Be it further enacted, That the constable of precinct 1, and the sheriff of Russell County shall be deemed officers of said court and shall receive as compensation for their services rendered in and about the proceedings in said court the same fees which are now or may hereafter be by law allowed for such services in justices of the peace courts.

Section 6. Be it further enacted, That all laws affecting or regulating the practice of courts of the justices of the peace in Russell County shall be applicable to the court hereby established.

Section 7. Be it further enacted, That all laws regulating appeals and certiorara cases from courts of justices of the peace in Russell County

shall apply to the appeals and certified cases from the court hereby established.

Section 8. Be it further enacted, That said court shall have jurisdiction in all civil cases to the amount of one hundred (100.00) dollars, except in cases of libel, slander, assault, and battery, and ejection, and shall have and exercise all the jurisdiction in criminal cases or offenses where the justices of the peace now have jurisdiction, and to issue all such processes, both civil and criminal as are by law authorized to be issued by justices of the peace, or that may hereafter be by law conferred upon justices of the peace. The judge of said court, may punish for contempt the same as now or hereafter provided in justices of the peace courts.

Section 9. Be it further enacted, That sixty days after the appointment of said judge the terms of office of all the justices of the peace and notaries public ex-officio justice of the peace in said precinct shall be abolished, and it shall be the duty of the incumbent of those offices to surrender their dockets, official papers and records of all kinds to the said judge; and all proceedings pending upon any such docket shall be carried forward by the judge of the court hereby established as if originally filed before him. All costs owing to justice of the peace whose office is hereby abolished, shall, when collected by the judge of the hereby established court, be paid over to the officers to whom the same is due.

Section 10. Be it further enacted, That the judge of said court shall before beginning of his term execute bond in such sum and conditioned in the same manner as required of justices of the peace.

Section 11. Be it further enacted, That in the absence, inability, or disqualification of the judge of said court, he shall appoint, in writing a special judge to act for and in the place of the regular judge, which said appointment in writing shall enter upon his docket.

Section 12. Be it further enacted, That the judge of said court shall be liable to impeachment for the same causes and in the same manner as now or hereafter provided by law for justices of the peace.

Section 13. Be it further enacted, That if any section or provision of this act shall be declared to be void or unconstitutional it shall not effect or destroy the validity or constitutionality of any other section or provision herein, which is not in and of itself void or unconstitutional.

Section 14. Be it further enacted, That all laws and parts of laws in conflict with the provisions of this act be and the same are hereby repealed.

THE STATE OF ALABAMA,

Russell County.

Before me Isabel A. Moses a Notary Public in and for said County and State personally appeared J. J. Moses, Publisher of the Phenix-Girard Journal who being duly sworn, deposes and says that the attached notice of publication of bill to establish an Inferior Court in Beat one (1) in Russell County, Alabama, was published for four successive weeks, viz in the issues of Apr. 22, Apr. 29th, May 6th and May 13th, 1927, in the Phenix-Girard Journal, a weekly newspaper of general circulation in Russell County, published in Phenix City, Russell County, Alabama.

J. J. Moses,
Publisher.

Sworn to and subscribed before me, this 18th day of July, 1927.
(Seal) Isabel A. Moses,
Notary Public.

By Mr. Starnes (With Notice and Proof) :

H. 848. To provide for the election of a County Superintendent of Education for St. Clair County, Alabama, by the qualified

electors of said county, and to prescribe the duties and fix the term of office and compensation of such officer.

Local Legislation.

Notice and Proof H. 848:

NOTICE

A bill substantially as follows, will be introduced for passage during the present session of the Legislature:

Section 1. At the general election for the year 1930, and every four years thereafter, there shall be elected a County Superintendent of Education for Saint Clair County, Alabama, by the qualified voters of said County, who shall hold office for a term of four years from the first Monday in July next succeeding the election and until a successor is elected and qualified.

Section 2. Candidates for the office of such Superintendent of Education may be nominated as candidates for other county offices of St. Clair county under the general laws of this State governing primary elections.

Section 3. Such County Superintendent of Education must be a qualified elector of St. Clair County, Alabama, and must hold an Alabama certificate in Administration and Supervision based as a minimum upon graduation from a standard normal school or equivalent education and proof of two years of successful teaching experience; Provided, that if no person meeting these qualifications or requirements qualify for nomination or election, or if there be a vacancy in said office, from any cause, then the County Board of Education is authorized to fill the vacancy as provided under the general laws of this State.

Section 4. Such County Superintendent of Education shall devote his full or entire time to the public school business of St. Clair County, Alabama, and perform all duties and exercise the same powers as now provided by the general school laws of Alabama; And such County Superintendent shall on the first Monday in August of each year cause to be printed or published in at least two newspapers of general circulation in St. Clair County, Alabama, a full, complete, true and accurate statement of all monies expended, which statement must show the amount paid to each school and to each teacher, and all employees in the office of the County Superintendent of Education, and for all other purposes for which money was expended, for the year, next preceding.

Section 5. The County Superintendent of St. Clair County, Alabama, shall receive a salary of not less than Eighteen Hundred Dollars, (\$1,800.00), nor more than Three Thousand Dollars, (\$3,000.00), annually, and shall be paid at the time and in the manner now provided by the general laws of this state; The amount of such salary shall be fixed by the County Board of Education.

Section 6. All laws and parts of laws in conflict with the provisions of this act, insofar as they relate to Saint Clair County, Alabama, be, and the same are hereby repealed.

W. T. Starnes.

STATE OF ALABAMA,

St. Clair County.

Before me, a Notary Public, in and for said State and County personally appeared F. W. White, the publisher of The Pell City News, a newspaper published at Pell City, Ala., in said county, and who being duly sworn deposes and says that the foregoing notice hereto attached has been regularly published once a week for four consecutive weeks in said paper beginning June 8th, 1927.

F. W. White,

Sworn to and subscribed before me this the 11 day of July, 1927.

W. T. Starnes.

Notary Public.

By Mr. Miller of Sumter :

H. 849. To provide for the condemnation, by any corporation, person or association of persons owning trees or timber lying, standing or growing on the lands of another, over which said lands such owner has no right of way, rights of way and other easements, or either, for the cutting and removal, or either, of such trees and timber.

Judiciary.

By Mr. Matthews :

H. 850. To define the term "return premiums" as used in the Insurance and Revenue laws of this State."

Insurance and Insurance Companies.

By Mr. Grove (With Notice and Proof) :

H. 851. To create, form and incorporate a Seawall District in Mobile County, Alabama, to be known as 'Seawall District Number One of Mobile County, Alabama,' for the building and maintaining of seawalls and other protection against seas, waves, storms and floods, and to provide for the assessment of the whole or part of the cost of such improvements against the land in such district to the extent of the increased value of such land by reason of the special benefits derived from such improvements, and to provide for the issuance of bonds by such district without an election; to name and define the boundaries of such district, its objects, purposes, powers, functions and period of existence; to provide a complete system for the administration of the affairs of such district, including planning and designation of seawalls therein to be constructed, improved or maintained, the ascertainment and determination of the extent of the increased value of the land in such district by reason of the special benefits derived from such improvement, prescribing the lands in such district the value of which is increased by reason of special benefits derived from each of such improvements, providing for the assessment against each piece or parcel of such land of its proportionate part of the whole or a part of the cost of such improvement, the collection of such assessments, the letting of contracts for such improvements, and the issuance and sale of bonds by such district; to provide for the appointment, by the Board of Revenue and Road Commissioners of Mobile County, of five persons, as the Board of Commissioners for such district, and to provide the term of office of such commissioners, and for the filling of vacancies and the appointment of their successors or any succeeding commissioner, and to prescribe the powers, authority, duties, rights and limitations of the Board of Commissioners of said district, the compensation of the members thereof and how the same shall be paid, and to provide for additional compensation of the secretary of such board, and how the same shall be paid; to provide the qualification of all

succeeding commissioners; to provide machinery for the qualifications of said commissioners and the organization and functioning of said board of Commissioners of said district, and for the employment by said board of necessary employees, engineers, agents and attorneys, and the fixing of their respective duties, compensation and bond, if any, and to provide how such compensation shall be paid; to provide for the planning and construction of seawalls within said district; to provide how such plans may be formed and adopted or rejected, for the filing of such plans and specifications, the manner and method of objections, if any, by persons affected by such proposed improvement and the effect of such objections or the failure so to object; to provide for a meeting of said board of commissioners of said district to hear any objections to such improvements and to provide for notice of such meeting; to provide that if any such improvement be not made, all amounts borrowed and all costs incurred or accrued shall be paid by the County of Mobile; to provide for the adoption of one or more plans and specifications approved by said board; to provide for the preparation of a list of lands in said district specially benefited from or increased in value by reason of each such improvement; to provide for the appointment of three persons as a Board of Assessors for said district, for their terms of office, for the filling of vacancies on said board, and the appointment of their successors or any succeeding member of said board, for the organization of said Board of Assessors and the oath of its members, for the compensation of members of said board and for the payment of such compensation and to provide generally, the powers, authorities, limitation and the duties of said Board of Assessors, including the power and duty to ascertain, determine and report the increased value of each such lot or parcel of land by reason of the special benefits derived from such proposed improvement; to provide for the filing and notice of the filing of said report; to provide the manner in which said notice shall be given; to provide for the filing of objections to such ascertainment or benefits, and the effect of failure so to do; to provide that the Board of Revenue and Road Commissioners of said County shall meet to correct any errors in said ascertainment or benefits and shall hear and determine any objections thereto and correct and then approve said report, and that said report then be certified by the chairman of the Board of Revenue and Road Commissioners of said County, and shall then be opened to attack only by direct appeal; to provide for compensation of the Board of Revenue and Road Commissioners in connection with the duties imposed by this act, and the payment thereof; to provide for appeal from such determination by said Board of Revenue and Road Commissioners to the Circuit Court or other court of like jurisdic-

tion, the time, manner, limitation and method of taking, hearing, and determination of such appeals, and effect of such appeal, and the matters which shall be considered; to provide that an appeal may be taken to the Supreme Court of Alabama from any judgment of such lower court, the time and manner thereof, that such appeal be heard upon the record and bill of exceptions; to provide for advertisement for bids for construction according to plan of improvement; to provide for the machinery of giving such notice to bidders and the contents and requirements of such notice; to provide that said Board of Commissioners of said district may impose other conditions on bidders; to provide that said Board of Commissioners of said District shall open and consider such bids and shall have the right to reject any and all bids or may accept informal bids; to provide that said Board of Commissioners of said District shall fix the number of equal annual installments in which assessments may be paid; to provide that such installments shall bear interest at eight per cent and to fix the maximum number thereof; to provide how any contract by said Board of Commissioners of said District shall be executed and for what purpose, and that surety bond shall be required from each contractor, to provide for filing by Board of Commissioners of said District with the Board of Assessors a statement of estimated cost of construction in such plan of improvement, to provide for an assessment book, the contents thereof, and delivery thereof to Board of Assessors, how interest shall be made and how same shall be kept; to provide that the Board of Assessors shall assess against such property the proportionate part of such estimated total cost of such improvement not exceeding the increased value by reason of benefits derived from such construction, limitation thereon, how such assessment shall be arrived at, effect of error therein and correction thereof; to provide for the certification of said book by said Board of Assessors, filing thereof with Judge of Probate and for notice of the filing thereof; to provide that sale of land hereunder shall effect only the assessment under which same was made; to provide for objections to and the hearing, determination and adjustment of any objection to any such assessment, and effect of failure to object; to provide that any one desiring to pay any assessment in installments shall deliver to chairman of said Board of Assessors an agreement to that effect, when same must be filed, contents thereof, how executed, to be recorded in Probate Court; to provide for hearing of objections to such assessment, and the machinery therefor, the approval, confirmation and correction of such assessment; to provide for the increase of assessments by the Board of Revenue and Road Commissioners, for what purpose, how, limitation thereon, notice thereof by Judge of Probate, contents of such notice, when, how, and to

whom given, and effect of failure to file protest against such proposed increase; to provide for a hearing and determination of such protest; to provide for the approval of such assessments and the effect thereof, and for the certification of the assessment book; to provide that such assessments shall constitute a lien upon such land, and the priority of such lien; to provide how such assessments may be reduced; to provide that the Board of Commissioners of said District may assign such lien to contractors or others; to provide for an appeal from the final order of the Board of Revenue and Road Commissioners relating to assessment to the Circuit Court or similar court, how, when, and by whom taken, and the effect thereof; to provide that if no such appeal is taken, such assessment shall be final and binding; to provide how such appeals shall be taken and tried and the determination thereof; to provide for appeals to Supreme Court of Alabama, when, by whom, and how taken, and that such appeals shall be heard upon the record and bill of exceptions; to provide that interest and damages be added to the judgment if supersedeas bond given and judgment affirmed; to provide for the enforcement of such judgment; to provide how assessments or installments may be paid, when, where, amount thereof, interest thereon, and the effect of waiver of right to pay in installments; to provide for sale of property upon failure to pay assessment, or installment, notice of such sale; to provide that mandamus may issue to compel such sale, by whom, and to what court applied for, enforcement thereof; to provide the machinery for such sales, that costs of such sale be a charge against property sold, execution of deed, what same shall convey, surplus arising from such sale, to whom paid, for whom kept; to provide that said district may purchase such property on such sale, how deed shall be made; to provide for the redemption of such property, by whom, when, how made; to provide that no mistake in name of owner or description of property in any publication shall vitiate any assessment or lien; to provide that an ineffectual sale shall operate as assignment of lien and for supplementary proceedings to correct such errors, by whom and how; to provide what shall be the effect of failure to mail or receive any notice upon any proceeding authorized in this act; to provide for machinery of collection and remittance of assessments of installments, penalties and interest by the tax collector of said county, and to prescribe his duties, powers, liability, commission and fees, including his duty to pay over to said Board of Commissioners of said District all collections, less commissions and fees, together with a written statement from time to time, and to provide the contents of such statement, when and how made and filed, and that his accounts be public records; how money shall be paid out by him, contents

of warrants, how warrants made, bond of treasurer, premiums thereon, how paid; to provide when additional assessments may be levied, how, limitation; to provide for the issuance of bonds, by said Board of Commissioners, of said District, when, for what purpose, how, to whom, in what amount, where payable, time, character and maturity of such bonds of installments thereof, and for the appointment of Registrar or transfer agents by said Board of Commissioners of said District; to provide when and in what manner and under what limitations the Board of Commissioners of said District may issue such bonds to the contractor or contractors in payment in whole or in part of the contract price of the work done by such contractor or contractors; to provide generally when, how, in what manner, upon what terms and under what limitations such bonds or any part thereof may be sold or otherwise disposed of, and by whom and under what conditions and at what price such bonds may be sold, or otherwise disposed of; to provide how and when validity of such bonds may be contested; to provide for the publication of resolutions of said Board authorizing the issue, sale, and delivery of such bonds and contents thereof; to provide for a notice by said Board of sale of such bonds, execution of contracts of construction; to provide for deposit of funds received by said Board in depository approved by Board of Revenue and Road Commissioners; to provide for the application of proceeds of sale of such bonds and money collected from assessments, penalties and interest; to provide the liability of the treasurer of said Board and the County Tax Collector for diversion of funds; to provide for refund of money collected in excess of costs of such improvements; to provide that said Board of Commissioners of said District may acquire property by purchase or condemnation; to provide for the maintenance of such seawalls; and the reimprovement thereof; to provide for the appointment of a receiver to collect assessments, and application of proceeds so collected, and discharge of such receiver; to provide that said Board of Commissioners of said District shall annually file account with Board of Revenue and Road Commissioners, audit thereof; to provide that said Commissioners of said District and Assessors shall be liable only for wilful misconduct; to prescribe penalties and punishment of any one for violation of terms of this act; to provide for the reimbursement of said county for fees and expenses paid out hereunder; to provide for the fees of county officers for services rendered hereunder; to provide as to the constitutionality hereof, the repeal of laws in conflict herewith, and when this act shall take effect."

Local Legislation.

Notice and Proof H. 851.

LEGAL NOTICE

Notice is hereby given that application will be made to the Legislature of the State of Alabama when convened in its next session hereafter, to pass a local act providing in substance as follows:

An Act entitled:

"An act to create and form and incorporate a Seawall District in Mobile County, Alabama, to be known as 'Seawall District Number One of Mobile County, Alabama', for the building and maintaining of seawalls and other protection against seas, waves, storms and floods, and to provide for the assessment of the whole or part of the costs of such improvements against the land in such district to the extent of the increased value of such land by reason of the special benefits derived from such improvements, and to provide for the issuance of bonds by such district without an election; to name and define the boundaries of such district, its objects, purposes, powers, functions and period of existence; to provide a complete system for the administration of the affairs of such district, including planning and designation of seawalls therein to be constructed, improved or maintained, the ascertainment and determination of the extent of the increased value of the land in such district by reason of the special benefits derived from such improvement, prescribing the lands in such district the value of which is increased by reason of special benefits derived from each of such improvements, providing for the assessment against each piece of parcel of such land of its proportionate part of the whole or a part of the cost of such improvement, the collection of such assessments, the letting of contracts for such improvements, and the issuance and sale of bonds by such district; to provide for the appointment, by the Board of Revenue and Road Commissioners of Mobile County, of five persons, as the Board of Commissioners for such district, and to provide the term of office of such commissioners, and for the filling of vacancies and the appointment of their successors or any succeeding commissioner, and to prescribe the powers, authority, duties, rights and limitations of the Board of Commissioners of said district, the compensation of the members thereof and how the same shall be paid, and to provide for additional compensation of the secretary of such Board, and how the same shall be paid; to provide the qualification of all succeeding commissioners; to provide machinery for the qualification of said commissioners and the organization and functioning of said Board of Commissioners of said District, and for the employment by said Board of necessary employees, engineers, agents and attorneys, and the fixing of their respective duties, compensation and bond, if any, and to provide how such compensation shall be paid; to provide for the planning and construction of seawalls within said district; to provide how such plans may be formed and adopted or rejected, for the filing of such plans and specifications, the manner and method of objections, if any, by persons affected by such proposed improvement and the effect of such objections or the failure so to object; to provide for a meeting of said Board of Commissioners of said District to hear any objections to such improvements and to provide for notice of such meeting; to provide that if any such improvement be not made, all amounts borrowed and all costs incurred or accrued shall be paid by the County of Mobile; to provide for the adoption of one or more plans and specifications approved by said Board; to provide for the preparation of a list of lands in said district specially benefited from or increased in value by reason of each such improvement; to provide for the appointment of three persons as a Board of Assessors for said district, for their term of office, for the filling of vacancies on said Board, and the appointment of their successors or any succeeding member of said Board, for the organization of said Board of Assessors and the oath of its members, for the compensation of members of said Board and for the payment of such com-

pensation and to provide generally, the powers, authorities, limitation and the duties of said Board of Assessors, including the power and duty to ascertain, determine and report the increased value of each such lot or parcel of land by reason of the special benefits derived from such proposed improvement; to provide for the filing and notice of the filing of said report; to provide the maner in which said notice shall be given; to provide for the filing of objections to such ascertainment of benefits, and the effect of failure so to do; to provide that the Board of Revenue and Road Commissioners of said County shall meet to correct any errors in said ascertainment of benefits and shall hear and determine any objections thereto and correct and then approve said report, and that said report then be certified by the Chairman of the Board of Revenue and Road Commissioners of said County, and shall then be open to attack only by direct appeal; to provide for compensation of the Board of Revenue and Road Commissioners in connection with the duties imposed by this act, and the payment thereof; to provide for appeal from such determination by said Board of Revenue and Road Commissioners to the Circuit Court or other Court of like jurisdiction, the time, manner, limitation and method of taking, hearing, and determination of such appeals, and effect of such appeal, and the matters which shall be considered; to provide that an appeal may be taken to the Supreme Court of Alabama from any judgment of such lower court, the time and manner thereof, that such appeal be heard upon the record and bill of exceptions; to provide for advertisement for bids for construction according to plan of improvement; to provide for the machinery of giving such notice to bidders and the contents and requirements of such notice; to provide that said Board of Commissioners of said District may impose other conditions on bidders; to provide that said Board of Commissioners of said District shall open and consider such bids and shall have the right to reject any and all bids or may accept informal bids; to provide that said Board of Commissioners of said District shall fix the number of equal annual installments in which assessments may be paid; to provide that such installments shall bear interest at eight per cent and to fix the maximum number thereof; to provide how any contract by said Board of Commissioners of said District shall be executed and for what purpose, and that surety bond shall be required from each contractor, to provide for filing by Board of Commissioners of said District with the Board of Assessors a statement of estimated cost of construction in such plan of improvement, to provide for an assessment book, the contents thereof, and delivery thereof to Board of Assessors, how entries shall be made and how same shall be kept; to provide that the Board of Assessors shall assess against such property the proportionate part of such estimated total cost of such improvement not exceeding the increased value by reason of benefits derived from such construction, limitation thereon, how such assessment shall be arrived at, effect of error therein and correction thereof; to provide for the certification of said book by said Board of Assessors, filing thereof with Judge of Probate and for notice of the filing thereof; to provide that sale of land hereunder shall affect only the assessment under which same was made; to provide for objections to and the hearing, determination and adjustment of any objection to any such assessment, and effect of failure to object; to provide that any one desiring to pay any assessment in installments shall deliver to Chairman of said Board of Assessors an agreement to that effect, when same must be filed, contents thereof, how executed, to be recorded in Probate Court; to provide for hearing of objections to such assessment, and the machinery therefor, the approval, confirmation and correction of such assessments; to provide for the increase of assessments by the Board of Revenue and Road Commissioners, for what purpose, how, limitation thereon, notice thereof by Judge of Probate, contents of such notice, when, how, and to whom given, and

effect of failure to file protest against such proposed increase; to provide for a hearing and determination of such protest; to provide for the approval of such assessments and the effect thereof, and for the certification of the assessment book; to provide that such assessments shall constitute a lien upon such land, and the priority of such lien; to provide how such assessments may be reduced; to provide that the Board of Commissioners of said District may assign such lien to contractors or others; to provide for an appeal from the final order of the Board of Revenue and Road Commissioners relating to any assessment to the Circuit Court or similar court, how, when, and by whom taken, and the effect thereof; to provide that if no such appeal is taken, such assessment shall be final and binding; to provide how such appeals shall be taken and tried and the determination thereof; to provide for appeals to Supreme Court of Alabama, when, by whom, and how taken, and that such appeals shall be heard upon the record and bill of exceptions; to provide that interest and damages be added to the judgment if supersedeas bond given and judgment affirmed; to provide for the enforcement of such judgments; to provide how assessments or installments may be paid, when, where, amount thereof, interest, thereon, and the effect of waiver of right to pay in installments; to provide for sale of property upon failure to pay assessment, or installment, notice of such sale; to provide that mandamus may issue to compel such sale, by whom and to what court applied for, enforcement thereof; to provide the machinery for such sales, that costs of such sale be a charge against property sold, execution of deed, what same shall convey, surplus arising from such sale, to whom paid, for whom kept; to provide that said district may purchase such property on such sale, how deed shall be made; to provide for the redemption of such property, by whom, when, how made; to provide that no mistake in name of owner or description of property in any publication shall vitiate any assessment or lien; to provide that an ineffectual sale shall operate as assignment of lien and for supplementary proceedings to correct such errors, by whom and how; to provide what shall be the effect of failure to mail or receive any notice upon any proceedings authorized in this Act; to provide for machinery of collection and remittance of assessments of installments, penalties and interest by the Tax Collector of said county, and to prescribe his duties, powers, liability, commission and fees, including his duty to pay over to said Board of Commissioners of said District all collections, less commissions and fees, together with a written statement from time to time, and to provide the contents of such statement, when and how made and filed, and that his accounts be public records; how money shall be paid out by him, contents of warrants, how warrants made, bond of treasurer, premium thereon, how paid; to provide when additional assessments may be levied, how, limitation; to provide for the issuance of bonds, by said Board of Commissioners, of said District, when, for what purpose, how, to whom, in what amount, where payable, kind, character and maturity of such bonds of installments thereof, and for the appointment of registrar or transfer agents by said Board of Commissioners of said District; to provide when and in what manner and under what limitations the Board of Commissioners of said District may issue such bonds to the contractor or contractors in payment in whole or in part of the contract price of the work done by such contractor or contractors; to provide generally when, how, in what manner, upon what terms and under what limitations such bonds or any part thereof may be sold or otherwise disposed of, and by whom and under what conditions and at what price such bonds may be sold, or otherwise disposed of; to provide how and when validity of such bonds may be contested; to provide for the publication of resolutions of said Board authorizing the issue, sale, and delivery of such bonds and contents thereof; to provide for notice by said Board of sale of such bonds, execution of contracts of construction; to provide for deposit of funds re-

ceived by said Board in depository approved by Board of Revenue and Road Commissioners; to provide for the application of proceeds of sale of such bonds and money collected from assessments, penalties and interest; to provide the liability of the Treasurer of said Board and the County Tax Collector for diversion of funds; to provide for refund of money collected in excess of costs of such improvements; to provide that said Board of Commissioners of said District may acquire property by purchase or condemnation; to provide for the maintenance of such seawalls, and the re-improvement thereof; to provide for the appointment of a receiver to collect assessments, and application of proceeds so collected, and discharge of such receiver; to provide that said Board of Commissioners of said District shall annually file account with Board of Revenue and Road Commissioners, audit thereof; to provide that said Commissioners of said District and Assessors shall be liable only for willful misconduct; to prescribe penalties and punishment of any one for violation of terms of this act; to provide for the reimbursement of said County for fees and expenses paid out hereunder; to provide for the fees of County Officers for services rendered hereunder; to provide as to the constitutionality hereof, the repeal of laws in conflict herewith, and when this Act shall take effect."

Be it Enacted by the legislature of the State of Alabama:

Section 1. A seawall district is hereby formed in the County of Mobile within this State, said district being bounded as follows:

Beginning at a point where the southern boundary line of township 4 south, range 1 west intersects a line 1000 feet eastwardly from low water mark on the western shore of Mobile Bay, running thence west along governmental section lines to the northwest corner of Section 3, township 5 south, range 1 west, running thence south along governmental section lines to the southeast corner of Section 9, township 5 south, range 1 west, thence west along governmental section lines to the southwest corner of said Section 9, thence south along governmental section lines to the southeast corner of Section 17, township 5 south, range 1 west, thence west to the southwest corner of said Section 17, thence south along governmental section lines to the southeast corner of Section 7, township 6 south, range 1 west, thence west along governmental section lines to the southwest corner of said Section 7, thence south along governmental section lines to the southwest corner of Section 30, township 7 south, range 1 west, thence west along governmental section lines to the southwest corner of Section 30, township 7 south, range 2 west, thence north along governmental section lines to the northwest corner of said Section 30, thence west along governmental section lines to the southwest corner of Section 20, township 7 south, range 3 west, thence north to the northwest corner of said Section 20, township 7 south, range 3 west, thence west along governmental section lines to the line dividing the states of Mississippi and Alabama, thence in a southerly direction along said state line and an extension thereof, to a point where the same intersects a line 1000 feet southwardly from low water mark on the southern shore of the mainland of Mobile County, thence in a general easterly and thence northerly direction along a line parallel with and 1000 feet off shore from the meandering low water mark of Grand Bay, Portersville Bay, Fowl River Bay, Heron Bay, Mobile Bay and other bodies of water forming the southern and eastern boundaries respectively, of the mainland of Mobile County, to the point of beginning.

Section 2. Said seawall district is hereby created a body politic and corporate by the name and style of "Seawall District Number One, of Mobile County, Alabama," and said corporation may sue and be sued, plead, be impleaded, and have perpetual succession for the purpose of building, constructing, maintaining and repairing seawalls and other protection against seas, waves, storms and floods, and appurtenances thereto, in said district. The Board of Revenue and Road Commissioners, as soon as

practicable after the approval of this act, shall appoint five commissioners for said district to hold office, respectively, one for a period of one year, one for a period of two years, one for a period of three years, one for a period of four years, and one for a period of five years; all from the date of the approval of this act, and until their successors are appointed in the manner hereinafter provided, and have qualified. In the appointment of the commissioners for said Seawall District Number One of Mobile County, Alabama, the Board of Revenue and Road Commissioners shall state which of the said commissioners is appointed for a period of one year, which of said commissioners is appointed for a period of two years, which of said commissioners is appointed for a period of three years, which of said commissioners is appointed for a period of four years, and which of said commissioners is appointed for a period of five years. Each of the commissioners so appointed shall be a suitable person who is an owner of land in said district. The commissioners of said district shall be known and styled as "The Board of Commissioners of Seawall District Number One of Mobile County, Alabama." Said Board is hereinafter sometimes called "District Commissioners." The Board of Revenue and Road Commissioners of Mobile County, hereinafter sometimes called "County Commissioners," shall, at a regular meeting of said Board, at least thirty days prior to the expiration of term of office of each of said commissioners, make an order appointing some suitable person possessing the qualifications above set out, to act as commissioner for said district, whose term of office shall be five years from the expiration of the term of office of the commissioner named in this act, whom he succeeds. In like manner the said Board of Revenue and Road Commissioners of Mobile County shall, at a regular meeting of said County Commissioners held at least thirty days prior to the expiration of each term of office of each such District Commissioner, appoint his successor for a period of five years. In the event of the death, resignation, or removal from the county, or disqualification of any one or more of such District Commissioners, whether named in this act or appointed by said County Commissioners the said County Commissioner shall by like order, appoint the successor of such District Commissioner so dying, resigning, removing from the county, or becoming disqualified, and such successor shall hold office during the unexpired term of the District Commissioner in whose place he is so appointed.

Section 3. Each commissioner of said Board of Commissioners of Seawall District Number One of Mobile County, before taking office, shall take the oath of office required by the Constitution and laws of the state of Alabama, and shall also swear that he will not, directly or indirectly, be interested in any contract made by said Board of District Commissioners. Such oath shall be taken before any clerk of a Court of record or notary public, and a copy of such oath shall be signed by each member of the Board and filed with the Judge of Probate of Mobile County, and another copy shall be filed with the secretary of said Board. Any member of the Board failing or refusing to take such oath of office within thirty days after his appointment shall be considered to have declined to serve, and the vacancy so caused shall be filled by the Board of County Commissioners of Mobile County at its next regular or adjourned meeting.

Section 4. Upon the qualification of members of said Board of District Commissioners, such Board shall organize by selecting one of their number as president, and another as secretary, and another as treasurer; provided, however, that the offices of secretary and treasurer may be held by one person. All such officers shall hold office during the pleasure of the Board. They shall also adopt a seal for such district and procure such records and books as are necessary for the carrying on of the business of the district. The members of said District Board shall be allowed, as compensation, fifteen dollars (\$15.00) per day while engaged in attending Board

meetings and also necessary expenses while engaged on business for the district. The secretary of said Board of District Commissioners shall be allowed and paid such additional compensation for the performance of the duties of secretary as may be fixed by the Board at the meeting at which organization thereof is perfected, which compensation shall not be changed during his term of office. All such compensation shall be paid out of the general funds of Mobile County. The Board of District Commissioners are also authorized to engage the necessary employees, engineers, agents, and attorneys for assisting them in carrying out the improvements contemplated, and said Board of District Commissioners shall fix the compensation of all such employees, engineers, agents, and attorneys. Such compensation (except such compensation as is hereinafter provided to be included in the cost of improvement) shall be paid out of the general funds of Mobile County upon vouchers approved by said Board of District Commissioners.

Section 5. Immediately upon the organization of said Board of District Commissioners, said Board shall employ, for such time and at such compensation and upon such terms as the Board of District Commissioners may determine, some competent engineer, who may be an individual, co-partnership, or corporation, to prepare such preliminary plans, specifications, and estimates as are, from time to time, required by said District Board. Such engineer so employed or appointed by said District Board for the purpose aforesaid shall give bond in an amount of not less than one thousand dollars (\$1,000.00), to be fixed by and approved by the District Board, conditioned that such engineer will faithfully discharge the duties imposed upon him as engineer for said district, and deliver to his successor or said District Board, upon demand, all instruments, papers, maps, documents, and other things that may have come into his hands by virtue of his employment.

Section 6. The said Board of District Commissioners shall have power to make, or cause to be made, plans for the construction of and to provide for the construction of, under the terms of this act, a seawall along or near such portion or portions of the western shore of Mobile Bay and along or near such portion of the south shore of the mainland of Mobile County, lying within the limits of said District by this act created, as the said District Board may, from time to time determine upon, as hereinafter provided.

The District Board shall, from time to time, determine upon the location and length of any seawall to be constructed, improved or repaired under the terms of this act, within such district; also whether the whole, and, if not the whole, then what part, of the cost of such construction, or improvement, or repairment thereof shall be assessed against the land increased in value by reason of the special benefits derived thereby by reason of such construction, as hereinafter provided. It shall from time to time, adopt resolutions to that effect, describing the nature, and extent of the work, the general character of the materials to be used, and the location and terminal points thereof, and shall direct that the full details, drawings, plans, specifications, and surveys of said work and estimates of quantities and costs be prepared by such engineer as may be employed as in this act provided, or the said District Board may adopt plans for such work already prepared.

Such plan may provide for the payment of all the cost of such construction, by assessment as herein provided, or it may provide for the payment by assessment of such part of the cost of construction as is not paid by the County of Mobile or the State of Alabama, or any agency thereof.

Such resolutions may set out and describe certain alternative types of construction or materials used in the construction of such seawall or

seawalls, and the District Board may require advertisements for proposals on the various types enumerated, and the final selection by the District Board of the type or types and character or characters of such seawall construction, or any materials used in the construction, reconstruction, or improvement of such seawalls from among the alternatives so enumerated shall, in that event be postponed until the bids shall have been received.

Section 7. Such details, drawings, plans, specifications, surveys, and estimates shall, when completed, be placed on file not later than two weeks prior to the date of the meeting hereinafter provided for, in the office of the Board of Revenue and Road Commissioners of said county, where property owners who may be affected by such improvement may see and examine the same at all reasonable hours, and the said District Board shall, by resolution, appoint a time when the said District Board will meet which will be not less than two weeks after the date of the first publication of said resolution, fixing the time of said meeting and designating some public place in said district where same will be held, to hear any objections or remonstrances that may be made to the said improvement or improvements, the manner of making the same, or the character of material or materials to be used, or any other matter covered by such details, drawings, plans, and specifications.

Said resolution or resolutions must be published once a week for two consecutive weeks, in some newspaper of general circulation published in said county, and by posting, for two weeks, in three public places within the limits of such district.

A copy of said resolution or resolutions shall also be sent, by registered mail, postage prepaid, to the person or persons last assessed for state taxation for the land which may be assessed for said improvement or improvements, at their last known addresses, said notice to be so mailed not less than ten days before the meeting of the District Board hereinabove provided for.

Section 8. At said meeting, or at a place and time to which the same, may be adjourned, all persons whose property may be affected by the proposed improvement or improvements may appear in person or by attorney, or by petition, and object or protest against said improvement or improvements, the material to be used, or the alternative types of material, or any of them, from which selection is later to be made, if any, and the manner of making the same, and said District Board shall consider such objections and protests, if any, and may confirm, amend, modify, or rescind the original resolution or resolutions, and such plans and specifications, but if objection to the proposed improvement or improvements be made by a majority in number and acreage of the owners of land, upon or against which land an assessment may be levied under the terms of this act, the improvement or improvements shall not take place.

If, for any reason or cause, the improvement or improvements, covered by any plan adopted by the Board of District Commissioners, shall not be made, all amounts borrowed, and all expenses and costs accrued shall be paid out of the general funds of said County of Mobile, and all plans, specifications, drawings and estimates relating to such plan shall be turned over to the Board of Revenue and Road Commissioners of Mobile County, and shall be the property of Mobile County.

If the details, drawings, plans, specifications, surveys, et cetera, are, with or without modifications, approved by said Board of District Commissioners, they shall adopt a resolution to that effect, and the same shall then be known as "Plan of Improvement No., Mobile County Seawall District No. 1."

Section 9. The Board of Commissioners of said district shall prepare, or cause to be prepared, a complete list of the lands in said district specially benefited or increased in value by reason of the special benefits

derived thereby from the construction of such improvement, and the name of the person or persons last assessed for state taxation for each piece, parcel, lot, tract, or other subdivision of land (according to ownership) in said district, and their last known addresses.

If such plan of improvement covers the construction of any portion of a seawall along or near the western shore of Mobile Bay, said list of land shall include all lands in said district lying west of and within 2 1-2 miles of the seawall or seawalls so constructed; and it is hereby declared that all lands within said districting lying west of such seawall so constructed will be increased in value by reason of the special benefits derived by said lands from the construction of such seawall along or near the western shore of Mobile Bay. If such plan of construction covers the construction of any part of a seawall along or near the south shore of the mainland of Mobile County, said list of land shall include all lands in said district lying north of the portion of the seawall so constructed, and it is hereby declared that all lands lying within the limits hereinabove set out will be increased in value by reason of the special benefits derived by said lands from the construction of a seawall along or near the south shore of the mainland of Mobile County, or along a portion of said south shore.

Section 10. The entire work of constructing or improving any such seawall or seawalls, need not be done at one time, but the plan of improvement or construction if decided by the said Board of District Commissioners, may cover the construction or improvement of any seawall along anyportion of the shore hereinabove set forth, and thereafter the Board may, by a separate improvement plan, provide for the construction or improvement of a seawall or seawalls along any other portion or portions of the shores hereinabove set forth, and each such improvement shall constitute a separate and distinct plan, and each such plan shall be proceeded with as in this act provided, or the Board of District Commissioners may, in the manner in this act provided, provide in one plan for the entire completion of a sealwall along all of the shores hereinabove set forth.

Section 11. The cost of any improvement contemplated by this act shall include the cost of organizing the district, all necessary or proper expenses, and all incidental expenses, including engineering and legal fees and expenses, in conection therewith, the expense of the preliminary and other surveys, and inspection and superintendence of such work, printing and publishing of notices and resolutions required, including the notice of assessment, the cost of construction, engineering, and legal and other incidental expenses, preparing bonds, discounts on bonds, if same are sold at less than par, the cost of acquisition by purchase or condemnation of any land necessary or which, in the opinion of the Board of Commissioners of said district, may be advisable or proper, to be acquired for use in connection with the completion of such improvement and the fees and expenses incident to the making of assessments, the collection of assessments and installments thereon, the handling of funds received from the sale of bonds and the collection of assessments, and the d'istribution thereof.

Section 12. As soon as the Board of District Commissioners has, at such meeting hereinabove provided for, or at any adjourned meeting thereof, finally determined upon the improvement or improvements, and the nature, extent, and character thereof the Board of District Commissioners shall adopt a resolution or resolutions approving the plans, and describing the nature and extent of the work, the general character of the materials or alternate types of materials to be used, the location and terminal points thereof, and shal file a certified copy of said resolution and a copy of the plans and specifications, as finally agreed upon, with the Judge of Probate for said county.

Section 13. Thereupon, the Board of Revenue and Road Commissioners of said county shall, at its first regular, spec'al, or adjourned term or

meeting held thereafter, by order entered on the minutes of said Board of Revenue and Road Commissioners, appoint three owners of land within said district, who shall constitute the Board of Assessors for said district. A majority of said Board of Assessors shall constitute a quorum and shall control the action of the Board on all questions.

Section 14. The Chairman of said Board of Revenue and Road Commissioners of Mobile County, upon the entering of said order of appointment, shall immediately notify each of said assessors of his appointment by written or printed notice and in the same shall state the time (which shall be within thirty days from the date of such notice) and place for the first meeting of said Assessors. At such first meeting, the Board of Assessors shall organize by the election from their number of a chairman and a secretary of the Board of Assessors, and shall take the oath prescribed by the laws and Constitution of the State of Alabama, and shall also swear that they will well and truly ascertain and determine the increased value of each piece, parcel, lot, tract, or other sub-division of land (according to ownership) within said district and within the limits defined in Section 9 of this act by reason of the special benefits derived by same from the improvements to be made in accordance with the plan approved by the Board of District Commissioners, as hereinabove provided, and, from time to time, assess against each piece, parcel, lot, tract, or other subdivision of land (according to ownership) within said district and within the limits defined in Section 9 of this act its proportionate part of the cost of such improvements, based on, and not in excess of, the increased value of such piece, parcel, lot, tract, or other sub-division of land (according to ownership) by reason of the special benefits derived by same from the said improvements, which oath shall be filed with the Judge of Probate of said county, and also be recorded in the minutes of the Board of Commissioners for said district.

If any person so appointed as assessor shall fail or refuse to take said oath within ten days, he shall be deemed to have declined to serve, and in that event, or in the event of his death or resignation, his place shall be filled by said Board of Revenue and Road Commissioners of Mobile County appointing another person to fill the vacancy. Such appointment may be made at a regular, special or adjourned meeting of said County Commissioners in the same manner as is hereinabove provided for the original appointment of said assessors. Such Board of Assessors shall hold office until the work of assessment of benefits as hereinafter provided is completed, and shall receive as compensation for their services fifteen dollars (\$15.00) per day and their reasonable expenses.

Section 15. As soon as practicable after the Board of Assessors have completed the organization of said Board, the President of the Board of Commissioners of said district shall deliver to the Chairman of the Board of Assessors a copy of the list of lands and owners prepared by the Board, as provided in Section 9 of this act, together with a copy of the plans, specifications, surveys, and details, drawings, estimates of quantities and costs prepared by the engineer of the Board and approved by the Board of Commissioners of said district and known as "The Plan of Improvement"

Section 16. The said Board of Assessors shall have power and authority to ascertain and determine the amount or extent of the increased value of each piece, parcel, lot, tract, or other subdivision of land within said district, (according to ownership) which, according to the provisions of Section 9 of this act, is subject to assessment as in this act provided, by reason of the special benefits derived by each such piece, parcel, lot tract or other subdivision of land, from the improvement to be constructed in accordance with said plan of improvement. Said Board of Assessors shall proceed to view the premises and obtain such information as in their opinion will aid them in arriving at the amount and extent of such increased value.

The Board of Assessors shall exercise their best judgment from all information in their possession or obtained by them. They shall ascertain and determine the amount or extent of the increased value of each piece, parcel, lot, tract, or other subdivision of land within the limits defined in Section 9 of this act, by reason of the special benefits derived by same from the improvements to be made in accordance with the said plan of improvement.

The Board of Assessors shall prepare a report of their findings which shall be arranged in tabular form, the columns of which shall be headed as follows:

Column No. 1: "Owner of Property;"

Column No. 2: "Description of Property."

Column No. 3: "Ascertained and Determined Amount of Increased Values by Reason of Special Benefits Derived from Improvements".

A copy of said report, signed by at least a majority of the Board of Assessors, shall be filed with the Judge of Probate of said county.

Said Board of Assessors shall report to the Treasurer of Mobile County the number of days each has been employed and the actual expenses incurred. Each member of said Board of Assessors shall be paid fifteen dollars (\$15.00) per day for his services and necessary expenses in addition thereto; such sums to be paid by the Treasurer of said County out of the general funds of said county.

Section 17. As soon as the said report shall have been completed and certified and filed with the Judge of Probate, the Clerk of the Probate Court of said County shall thereupon give notice of such filing by publication once a week for two consecutive weeks in some newspaper published in said County, or of general circulation therein, which notice shall state that said report is open for inspection in the office of the Judge of Probate of said county. Said notice may be in the following form:

"Notice of filing of Board of Assessors' Report of Ascertainment of Increased Value of Land by Reason of Special Benefits Derived by Same from Construction of Improvement Covered by Plan No. _____ of Mobile County Seawall District Number One.

"Notice is hereby given to all persons interested in land located within Mobile County Seawall District Number One, that the Board of Assessors heretofore appointed to ascertain and determine the increased value of lands within such district, by reason of the special benefits derived by such lands from the improvements contemplated and covered by Plan of Improvement No. _____ Mobile County Seawall District Number One, and to assess against lands in said district the cost of such improvements, approved by the Board of Commissioners of said district on the ____ day of _____, 19____, have filed in this office on the _____ day of _____, 19____, their report of the increased value of each piece, parcel, lot, tract, or other subdivision of land within said district, by reason of the special benefits derived by same from the improvements to be constructed in accordance with said Plan of Improvement No. _____ and you and each of you are hereby notified that you may examine said report and file exception or objections to all or any part thereof on or before twelve o'clock noon of the * _____ day of _____, 19____. * (Here insert the date of the week day (holidays excepted) next immediately preceding the date of the meeting of the Board of Revenue and Road Commissioners of said County hereinafter provided for.)

"Clerk of Probate Court.
"Mobile County, Alabama."

A copy of said notice of the Probate Court shall also be sent by said Clerk, by registered mail, postage prepaid, to the person or persons last assessed for state taxation for each such piece, parcel, lot, tract or other

subdivision of land lying within the limits specified in Section 9 of this act, at their last known addresses such notice to be so mailed not less than ten days before the meeting of the Court of County Commissioners herein provided for.

The Board of Revenue and Road Commissioners of said County, on some date to be fixed by said Board not less than five days after the last newspaper publication of said notice shall meet for the purpose of having any errors adjusted or any wrongful or grievous ascertainment of benefits and to hear and determine any objection or defense that may be filed to any such ascertainment of benefits or the amount thereof.

The Board of Commissioners of said District, or any owner of land to be affected by said report, who objects to any such ascertainment of benefits, may file objection thereto at any time up to twelve o'clock noon of the week day (holidays excepted) next immediately preceding the day of such meeting; such objections shall be in writing and shall describe the property in respect of which there is objection to the ascertainment of benefits and the amount of the benefit so ascertained, and the specific objection thereto. Persons who do not file such objections or protest in writing on or before said day shall be deemed and held to have consented to such ascertainment of benefits.

Section 18. At such meeting the Board of Revenue and Road Commissioners of said county shall hear and pass upon all objections and protests filed within the time above limited against such ascertainment of benefits. All such exceptions shall be heard and determined by the board in a summary manner so as to carry out liberally the purposes of such improvement and the needs of the district.

The said Board may issue subpoenas for witnesses to appear before said court, and may administer oaths to such witnesses to be examined, and may adopt such reasonable rules and regulations as the said court may deem proper.

If no exceptions are filed, said Board of Revenue and Road Commissioners shall approve and confirm the report of the Board of Assessors. If exceptions or objections are filed, and if said Board of Revenue and Road Commissioners should find that any or all such objections should be sustained, it shall change and correct the said report in accordance with the findings, entering the amount of increased value against each piece, parcel, lot, tract or other subdivision of land (according to ownership) included in said report, in accordance with its findings.

If no objections or protest is filed in the manner and within the time above limited, by the owner of any piece, parcel, lot, tract or other subdivision of land embraced within said district, such owner or owners shall be deemed and held to have consented and agreed that said piece, parcel, lot, tract, or other subdivision of land embraced within said district, will be increased in value by reason of the special benefits derived by same from the improvements covered by said plan of improvement No. _____, in the amount stated in the report of the Board of Assessors, and such report shall as to such land be final, conclusive and binding, and shall not thereafter be open to attack in any manner whatever.

The said Board of Revenue and Road Commissioners may recess or adjourn from time to time until the consideration of said report is finally completed.

Each member of the said Board of Revenue and Road Commissioners shall receive fifteen dollars (\$15.00) per day for each day while attending or serving on said court in connection with the hearing of objections to and the approval of such report, plus his reasonable expenses in traveling to and from the County seat. Such fees and expenses shall be paid out of the general fund of said county.

When all objections have been finally determined by the said Board of Revenue and Road Commissioners, the said Board shall, by order, approve said report as corrected, and shall enter upon the Minute Book of said Board a copy of the order approving said report, and shall append at the end of said report a certificate signed by the Chairman of said Board, certifying that the said report as changed by the said Board, if any objections have been made, has been finally approved by said Board.

Thereupon said report so approved or changed and approved by the Board of Revenue and Road Commissioners of Mobile County shall be final, conclusive and binding, unless appealed from on direct appeal, as hereinafter provided, and the finding, ascertainment, and determination and extent of the increased value of each piece, parcel, lot, tract, or subdivision of land within said district by reason of the special benefits derived by same from the improvements to be constructed in accordance with such plan of improvement shall not hereafter be open to question or attack by any person whomsoever, except by direct appeal as hereinafter provided, and the amount of such increased value so ascertained and determined shall form the basis of the assessment of the cost of such improvement, as hereinafter provided for.

Section 19. Any person who has filed objections to such ascertainment of benefits in the manner and within the time hereinbefore provided and who is aggrieved by the action of the said Board of Revenue and Road Commissioners in ascertaining and determining the amount and extent of the increased value of any such piece, parcel, lot, tract, or other subdivision of land within said district, by reason of the special benefits to be derived by same from the improvements to be completed in accordance with said plan of improvement, may, within thirty days thereafter, appeal to the Circuit Court of said county or any other court of like jurisdiction, by filing with the Clerk of the Circuit Court of said county within said period of thirty days, an appeal stating the matter appealed from, together with a bond with sureties to be approved by the said Clerk, in the amount of the probable costs of the appeal, payable to the Board of Commissioners of said district, and conditioned to prosecute said appeal to effect, and also if the amount of such increased value be not reduced on such appeal, to pay the cost of such appeal, including a reasonable attorney's fee for the attorney or attorneys for the Board of Commissioners of said district.

Such appeal shall affect only the particular piece, parcel, lot, tract or other subdivision of land concerning which such appeal is taken. On such appeal, only the special matter set up in said affidavit of appeal shall be considered by said Circuit Court or other court of like jurisdiction.

The Board of Commissioners of said District, on behalf of the district, may likewise appeal from any order of the said Board of Revenue and Road Commissioners in respect of any particular piece, parcel, lot, tract, or other subdivision of land, if it feels aggrieved by such portion of the order, but in that event the said Board of Commissioners of said District shall not be required to execute any bond.

Section 20. All such appeals shall be docketed in said Circuit Court, and shall be preferred cases therein.

Section 21. Upon the filing with and the approval of the appeal bond by said Judge of Probate, the Clerk of said Board of Revenue and Road Commissioners, upon notice thereof, shall immediately send to the Clerk of said Circuit Court or other court to which the appeal may be taken a transcript of all the proceedings of the said Board of Revenue and Road Commissioners relating to such ascertainment and determination of increased value of the particular piece, parcel, lot, tract or other subdivision of land involved in such appeal. Such transcript shall contain a description of the land involved, such description to be in accordance with the description in the report of the Board of Commissioners of said District, the name of the

owner or owners of such land and the amount increased value so determined.

Upon the hearing of such appeal, the introduction of such transcript and papers shall be prima facie evidence of the correctness of the findings of said Board of Revenue and Road Commissioners. Said cause or causes may be tried on the record without other pleadings and the court shall hear all objections of the land owner or owners to said findings or determination of increased value and shall determine whether or not such finding of increased value is correct, and shall render judgment accordingly, fixing and determining the amount and extent of the increased value of such piece, parcel, lot, tract, or other subdivision of land by reason of the special benefits derived or to be derived by same from the construction of the improvements embraced in the plan of improvement.

Such trial shall be had without a jury unless the person or board taking the appeal endorses on the affidavit of appeal, before or at the time said affidavit of appeal is filed with the Clerk of the Circuit Court, a demand for a jury trial, in which event the trial shall be by jury, as in common law cases.

Section 22. An appeal may be taken to the Supreme Court of Alabama by the owner of the property or by the Board of Commissioners of said district from any judgment rendered by the Circuit Court or other court of like jurisdiction, provided such appeal is taken within thirty days from the date of such judgment, upon giving bond for costs of appeal.

Section 23. Such appeal shall be heard in Supreme Court upon the record and bill of exceptions reserved by the party taking such appeal setting out such evidence as may be necessary to a fair presentation of the case, and all such appeals shall be preferred cases in the Supreme Court.

Section 24. As soon as the ascertainment or determination of the increased value of each piece, lot, tract, or other subdivision of land within such district, by reason of the special benefits derived or to be derived from the construction and completion of the improvement in accordance with the plan of improvement has been finally completed, and all appeals have been finally determined, the Board of Commissioners of said district shall advertise once a week for two successive weeks in a newspaper published within the limits of said district, or, if there be no newspaper published within the limits of said district, a newspaper of general circulation therein, asking for bids for the construction of the improvements, or the performance of the work to be done in accordance with the plan of improvement, theretofore approved by said Board. Such notice shall describe in a general way the character and approximate quantity of such work, and the types of material, including alternates, if any, to be employed, and shall refer to a copy of the plans and specifications on file in the office of said Board and shall state the date when bids will be opened, which date shall not be sooner than two weeks, nor longer than four weeks, after the date of the first publication of said notice.

Said notice shall require that a certified check or bidder's bond for one and one-half percent (1 1-2 per cent) of the total estimated cost of the work included therein shall be filed with each proposal, and shall guarantee that the bidder will, if said work is awarded to him, execute the contract therefor at the time and in the manner hereinafter set forth.

Said notice shall reserve to the Board of Commissioners of said District the right to reject any and all bids and shall provide that if any bid is tentatively accepted, it will be so accepted upon condition that the bonds hereinafter provided to be issued are sold within a period of six months of the opening of the bids, and the certified check or bidder's bond deposited with said bid shall guarantee that the successful bidder or bidders will, upon request of the Board of Commissioners of said District, and following the sale of said bonds at any time within six months from the date of open-

ing the bids, execute the contract or contracts for said improvements and commence the performance of the work within fifteen days after the execution of said contract or contracts.

Section 25. On the day set for the opening of bids, the Board of Commissioners of said District shall meet and shall open and consider the same. The said Board shall have the right to reject any and all bids, and may advertise for other bids, or the said Board may tentatively accept, as hereinabove provided, any proposal or proposals for the construction of such improvement covered by, or for the performance of the work to be done under the plan of improvement theretofore approved by said Board, which may be made by any person, firm, or corporation satisfactory to the said board, whether or not such person, firm, or corporation shall have filed a formal bid, at any price not in excess of the prices bid by the lowest responsible bidder filing a formal bid.

At the said meeting, or at any adjournment thereof, and as soon as the Board of Commissioners of said District shall have determined upon the type and character of materials to be used in such construction, the Board of Commissioners of said District shall fix the number of equal annual installments in which the owners of benefited land may pay the amount assessed against each piece, parcel, lot, tract, or other subdivision of land (according to ownership), if they elect so to do within the time and in the manner hereinafter provided. The number of such annual installments shall not be less than ten nor more than thirty. Such installments shall bear interest at the rate of not exceeding eight per cent per annum.

Section 26. Any contract finally executed shall be in writing, signed by the President and Secretary of said Board of Commissioners of said District. Such contract may be for either the complete construction of the work covered by the plan of improvement for a lump sum, or may be at unit prices. The work may be divided into several contracts or may be embraced in one contract. Surety bond shall be required from each contractor for the faithful performance of his contract and the completion of the work covered by his contract in accordance with the specifications, such bond to be in an amount of not less than fifty per centum (50 per centum) of the lump sum stated in said contract, if the contract be for a lump sum, or if said contract be not for a lump sum, then for an amount not less than fifty per centum (50 per centum) of the estimated total amount to be paid such contractor for the completion of his contract.

Section 27. As soon as such proposal or proposals shall have been tentatively accepted by the Board of Commissioners of said district, the Board of Commissioners shall file with the Board of Assessors hereinbefore in this Act provided for, a written statement of the estimated cost (based upon such tentatively accepted proposal or proposals) of the construction of the improvement provided for in, and covered by, the plan of improvement theretofore approved by said Board of Commissioners of said District, including in said cost all items specified in Section 11 of this Act.

The Board of Commissioners of said District shall also deliver to the Board of Assessors a well-bound book or loose leaf book firmly bound endorse and named "Seawall District Number One of Mobile County Assessment Book for Improvement Plan No." and which name shall be written or printed at the top of each page of said book, and each page thereof shall be in tabular form, the columns of which shall be headed as follows:

- Column 1: Owner of Property Assessed;
- Column 2: Description of Property Assessed;
- Column 3: Ascertained and Determined Amount of Increased Values by Reason of Special Benefits Derived from Improvements;
- Column 4: Amount of Original Assessment;
- Column 5: Amount of First Supplemental Assessment;

Column 6: Amount of Second Supplemental Assessment;

Column 7: Amount of Third Supplemental Assessment;

Column 8: Amount of Total Assessment.

Such book shall also contain appropriate columns in which payments may be credited, and the lien of the assessment satisfied by the proper officer or officers of the county or district.

The Board of Commissioners, before delivering said book to the Board of Assessors shall copy in columns 1, 2, and 3, respectively, the name of the owner of the property, the description of the property, and the increased value thereof, in accordance with the final determination thereof by the Board of Assessors, and as approved by said Board of Revenue and Road Commissioners and as corrected or approved in any appeals which may have been prosecuted from the action of said Board of Revenue and Road Commissioners.

Section 28. Thereupon, the Board of Assessors shall proceed to assess against each piece, parcel, lot, tract, or other subdivision of land (according to ownership), provided, however, that each such assessment against each such piece, parcel, lot, tract, or other subdivision of land shall not exceed the amount of increased value thereof by reason of the splendid benefits derived or to be derived from the construction of such improvements as theretofore determined, as hereinbefore provided.

Interest on assessment installments, when any owner of property elects to pay any assessment or assessments in installments at the times and upon the conditions in this act provided, shall not be deemed a part of the assessment, or a part of the cost of improvement, in determining whether any assessment exceeds the increased value of the land against which the assessment is levied by reason of the special benefit derived by such land from such improvement.

The Board of Assessors shall set down in Column 4 of said book the amount of each such assessment.

In arriving at the amount to be assessed against each such piece, parcel, lot, tract, or other subdivision of land, the Board of Assessors shall assess against each such piece, parcel, tract, or other subdivision of land that proportion or percentage of the total estimated cost of improvement which the increased value of that particular piece, parcel, lot, tract, or other subdivision of lands bears to the whole increased value of all land within the limits defined in Section 9 of this act, as theretofore fixed and determined, as hereinbefore provided.

No error in the name of the owner or description of land shall invalidate any assessment, if sufficient description is given to identify the land. Any error or mistake in making such assessment may be corrected at any hearing hereinafter provided for.

When the said assessments shall have been completed said book shall be signed and certified by the Chairman and Secretary of the Board of Assessors and shall be delivered to the Probate Judge of Mobile County, and the same shall be a public record.

Said Board of Assessors shall report to the Treasurer of Mobile County the number of days each has been employed and the actual expenses incurred. Each member of said Board of Assessors shall be paid fifteen dollars (\$15.00) per day for his services and necessary expenses in addition thereto, such sum to be paid by the Treasurer of said Mobile County out of the general funds of said county.

Section 28-A. All assessments levied under the provisions of this act shall rank on a parity. The sale of any lands for an assessment levied under the provisions of this act shall not discharge such lands from the lien of any other assessment levied under the provisions hereof.

Section 29. As soon as the said Assessment Book shall have been completed and certified and filed with the Judge of Probate, the Clerk of the

Probate Court of said county shall thereupon give notice of such filing by publication once a week for two consecutive weeks in some newspaper published within said district or of general circulation therein, which notice shall state said Assessment Book is open for inspection in the office of the Judge of Probate of said county. Said notice may be in the following form:

"Notice of Filing of Seawall District No. One of Mobile County, Alabama, assessment book for improvement plan No.

"Notice is hereby given to all persons interested in land located within Seawall district No. One of Mobile County, Alabama, that the Board of Assessors heretofore appointed to assess against the several pieces, parcels, lots, or other subdivisions of land in said district their respective proportionate parts or shares of the cost of the improvements contemplated and to be constructed in accordance with Improvement Plan Number of said District, approved by the Board of Commissioners of said District on the day of 19..... have filed with the Judge of Probate of said county 'Seawall District No. One of Mobile County Assessment Book for Improvement Plan No.', and you and each of you are hereby notified that you may examine said Assessment Book, and file exception or objections to all or any part thereof, on or before twelve o'clock noon of the day of 19.....

(Here insert the date of the week day (holidays excepted) next immediately preceding the date of the meeting of the Board of Revenue and Road Commissioners of said County hereinafter provided for.)

"Clerk of Probate Court, Mobile County, Alabama."

A copy of said notice shall also be sent by the Clerk of the Probate Court, by registered mail, postage prepaid, to the person or persons last assessed for state taxation for each such piece, parcel, lot, tract, or other subdivision of land within the limits defined in Section 9 of this act, at their last known addresses, said notice to be so mailed not less than ten days before the meeting of the Board of Revenue and Road Commissioners of said County herein provided for. The Board of Revenue and Road Commissioners of said County, on some date to be fixed by said Board, not less than five days after the last newspaper publication of said notice, shall meet for the purpose of having any errors adjusted or any wrongful or grievous assessment corrected, and to hear and determine any objection and defense that may be filed to any such assessment or the amount thereof.

The Board of Commissioners of said District, or any owner of land to be affected by said assessment who objects to any such assessment or assessments may file objections thereto at any time up to 12 o'clock noon of the week day (holiday excepted) next immediately preceding the day of such meeting. Such objections shall be in writing, and shall describe the property in respect of which there is objection to the assessment, and the amount of the assessment, and the specified objection thereto. Persons who do not file such objections or protest in writing on or before said day shall be deemed and held to have consented to such assessment or assessments.

Section 30. Any property holder whose total assessment equals or exceed fifty dollars (\$50.00) who desires to avail himself of the privilege of paying the amount of his assessment in the number of installments fixed by the Board of Commissioners of said district, as hereinbefore provided, shall, within two weeks after the date when said Assessment Book is delivered to the Judge of Probate of said county, as hereinabove provided, deliver to the chairman of the Board of Assessors an instrument in writing in substantially the following form:

"Board of Commissioners,
"Seawall District No. 1.

"I hereby consent to and confirm the assessment of dollars (\$.....) against the following described land owned by me and situated in the county of Mobile, state of Alabama (here insert description of land, as described in the assessment), and hereby agree that by reason of the improvements contemplated and to be made in accordance with the improvement plan adopted by the Board of Commissioners of Seawall District Number One of Mobile County, Alabama, on the day of 19....., if said improvements are completed in substantial compliance with the plans and specifications of such improvement on file with the said Board of Commissioners of said district, said property will be increased in value by said sum, and I, for myself, my heirs, successors and assigns, in consideration of my being granted the privilege of paying said assessment in equal annual installments, hereby agree to pay each installment, when the same becomes due, to the Tax Collector of Mobile County, Alabama, for the use of said District, and also agree to pay annually interest at the rate of not exceeding eight per cent per annum on the amount of the assessment remaining unpaid at the beginning of the previous year.

"This instrument shall in no way impair or affect the lien of such assessment on said property.

"(Signed)

(Seal).

"Witness:

Such instrument shall be signed by the owner or owners of the land in respect of which it is desired to have the privilege of paying such assessment in installments, and shall be witnessed by two witnesses, and shall be delivered to the President of the Board of Commissioners of said District, within the time above limited.

Such instrument shall be recorded in the office of the Judge of Probate of Mobile County, in the same manner as miscellaneous contracts respecting lands are recorded, and the recording fees shall be included in, and paid in, the same manner as other costs of construction.

Section 31. At such meeting, the Board of Revenue and Road Commissioners of said county shall hear and pass upon all objections and protests filed within the time above limited, against such proposed assessments. All such exceptions shall be heard and determined by the said Board in a summary manner so as to carry out liberally the purposes of such improvement and the needs of the district.

The said Board may issue subpoenas for witnesses to appear before said Board, and may administer oaths to such witnesses, to be examined and may adopt such reasonable rules and regulations as the said board may deem proper."

If no exceptions are filed, the said Board shall approve and confirm the assessments made in said Book of Assessments. If exceptions or objections are filed, and if the said Board should find that any or all such objections should be sustained, it shall change and correct the said book in accordance with its findings, entering the amount of assessment against each piece, parcel, lot, tract, or other subdivision of land included in said book, in accordance with its findings.

In order that the total amount of such assessments may equal the total cost of such improvements, as such cost is defined in Section 11 of this act, the said Board of Revenue and Road Commissioners may, if any assessment is reduced, increase assessments against any other pieces, parcels, lots, tracts, or other subdivisions of land within the limits defined in

Section 9 hereof, provided the total sum assessed against each such piece, parcel, lot, tract, or other subdivision of land does not exceed the increased value of such piece, parcel, lot, tract, or other subdivision of land derived or to be derived by reason of such improvement, and does not exceed its improvement, and does not exceed its proportionate parts of said cost of construction.

In the event the said Board of Revenue and Road Commissioners should determine to increase any assessment above the amount originally stated in the Assessment Book delivered to the Judge of Probate as hereinbefore provided, the Judge of Probate shall before such increased assessment is made by said Board of Revenue and Road Commissioners notify the person named in said Assessment Book as the owner thereof, in writing, that the said Board of Revenue and Road Commissioners propose to increase such assessment, stating the amount of such increase, and requiring such person, within a day certain, not less than ten days after the day when such notice is mailed, to file, in writing, with the Chairman of said Board of Revenue and Road Commissioners any objections which he, she, or it may have to such proposed increase.

If no written protest to such increased assessment is filed within the time limited in said notice, such person or persons shall be held and deemed to have consented to such increased assessment or assessments.

If any such protest against such increased assessment is filed within the time limited, such protest shall be heard and determined in the same manner as protests against original assessments.

The said Board of Revenue and Road Commissioners may recess or adjourn, from time to time, until the consideration of said Assessment Book is finally completed.

Each member of said Board of Revenue and Road Commissioners shall receive fifteen dollars (\$15.00) per day for each day while attending or serving on said Board in connection with the hearing of objections to, and the approval of, such Assessment Book, plus his reasonable expenses in traveling to and from the county seat. Such fees and expenses shall be paid out of the general funds of said county.

When all objections have been finally determined by the said Board of Revenue and Road Commissioners, the said Board shall, by order, approve said Assessment Book, as corrected, and shall enter upon the Minutes of said Board a copy of the order approving said Assessment Book, and shall append at the end of said book a certificate signed by the Chairman of said Board, certifying that the said Assessment Book, as changed by the said Board, if any objections have been made, has been finally approved by said Board of Revenue and Road Commissioners of Mobile County.

Thereupon each assessment against each respective piece, parcel, lot tract or other subdivision of land shall constitute a lien upon each such respective piece, parcel, lot, tract, or other subdivision of land superior to all other liens except those of the state and county for taxes. Such order shall have all the force and effect of a judgment against the piece, parcel, lot, tract, or other subdivision of land against which the assessment is levied, and shall be deemed final, conclusive, binding, and incontestable, except by direct appeal, as in this act provided.

Section 32. Neither the Board of Revenue and Road Commissioners nor the Board of Commissioners of said District shall have power to reduce or abate an assessment made as herein provided, after such assessment shall have been made final, unless an appeal shall have been taken from such assessment; as herein provided. The Board of Commissioners of said District may transfer and assign the lien of any such assessment to the contractor or contractors, who make such improvements, or to his or its or their successors or assigns, or to any holder or to some other person as

trustee for the benefit of any holder or holders of any improvemnet bonds issued as herein provided.

Section 33. Any person aggrieved by the action of the said Board of Revenue and Road Commissioners in making any assessment hereunder may, within ten days thereafter, appeal to the Circuit Court of said county, or any other court of like jurisdiction, by filing with the Clerk of the Circuit Court of said county, within said period of ten days, an affidavit of appeal, stating the special matter appealed from, together with a bond, with sureties to be approved by the Clerk of the Circuit Court, of said county, in double the amount of such assessment, and probable costs of appeal, payable to the Board of Commissioners of said district, and conditioned to prosecute said appeal to effect, and to pay the amount of such assessment as finally may be levied against the property described in the appeal, and also if such assessment be not reduced on such appeal, the cost of such appeal including a reasonable attorneys fee for the attorney or attorneys for the Board of Commissioners of said District.

Such appeal shall affect only the particular tract or parcel of land concerning which said appeal is taken. On appeal, only the special matter set up in said affidavit of appeal shall be considered by said Circuit Court or other court of like jurisdiction. If no appeal is taken within said ten days, any such assessment fixed by said Board of Revenue and Road Commissioners shall be deemed final, conclusive, and binding upon said land, and said assessment or assessments shall not be subject to collateral attack. The Board of Commisioners of said District, on behalf of said district, may likewise appeal from any order of said Board of Revenue and Road Commissioners, if it be aggrieved, but in that event the said Board of Commissioners of said District shall not be required to execute any bond.

Section 34. Such appeals shall be docketed in said Circuit Court and shall be preferred cases therein.

Section 35. Upon the filing with and the approval of the appeal bond, the Clerk of said Board of Revenue and Road Commissioners, upon notice thereof, shall immediately send to the Clerk of said Circit Court or other court to which the appeal may be taken a transcript of all the proceedings of the Board of Revenue and Road Commissioners relating to such assessment or assessments, so far as same concerns the property of appellant. Such transcript shall contain a description of the land of such party or parties, the same to be described according to the description on the assessment, the name of the owner or owners of such land and the amount of the assessment or assessments.

Upon the hearing of such appeal, introduction of such transcript and papers shall be prima facie evidence of the correctness of such assessment or assessments. Said cause or causes may be tried on the record without other pleadings and the court shall hear all objections of the land owner or owners to such assessment or assessments, and the amount or amounts thereof, and shall fix and determine the proper amount of such assessment.

Such trial shall be without a jury unless the person or Board taking the appeal shall endorse on the affidavit of appeal before or at the time said affidavit of appeal is filed with the Clerk of the Circuit Court a demand for jury trial, in which event the trial shall be by jury, as in common law cases.

Section 36. An appeal may be taken to the Supreme Court of Alabama by any person interested in said property, from the judgment rendered by the Circuit Court or other court of like jurisdiction, within thirty days from the date of such judgment, upon giving bond for costs of appeal, or, if supersedeas be desired, upon giving further bond in double the amount of the assessment so fixed by said Circuit Court or court of like jurisdiction, payable to the Board of Commissioners of said district, with sufficient sureties to be approved by the Clerk of said Circuit Court, con-

ditioned to pay the amount of such assessment or assessments or perform such judgment as the Supreme Court may render in the premises, and all such costs and damages as the said district may have sustained, including a reasonable attorney's fee for the attorney or attorneys for said district, if the judgment is affirmed.

Section 37. Such appeal shall be heard in the Supreme Court upon the record and bill of exceptions reserved by the party taking such appeal, setting out such evidence as may be necessary to a fair presentation of the case, and all such appeals shall be preferred cases in the Supreme Court.

Section 38. In the event a supersedeas bond has been given, and the said case is affirmed by the Supreme Court, it shall add to the judgment rendered by the lower court interest thereon and ten per cent damages for delay.

Section 39. The Board of Commissioners of said district may appeal, also, from any decree of said Circuit Court or other court of like jurisdiction, without giving bond, and all appeals taken pursuant to this act shall be preferred cases in the Supreme Court.

Section 40. In the event final judgment is rendered in favor of the said district, execution may be issued thereon against the principal and sureties on the appeal bond, unless the amount of the judgment and decree, together with interest thereon and all court costs, are paid within five days from the date of such judgment, and the court shall, by further order, decree that the property assessed be sold to satisfy such judgment unless such payment first be made. Nothing contained in this act shall operate to release or discharge the lien on such property unless and until the assessment, plus interest thereon and all court costs, are fully paid.

Section 41. All assessments made in accordance with the terms of this act shall be paid in cash within thirty days after the final assessment, unless the owner of such property shall have elected to pay same in installments at the time and in the manner and upon the conditions set out in Section 30 of this act.

Section 42. All assessments or installments thereof shall be payable at the office of the tax collector of Mobile County, and all assessments and installments thereof shall bear interest at seven per cent per annum after the expiration of thirty days from the date on which same is made final, which interest shall be due and payable at the time and place the assessment or installment is due and payable. In all cases where the property owner, having elected to pay in installments, fails to pay the first installment within thirty days from the date of assessment, he shall be held to have waived the right to pay in installments, and the entire assessment shall, at the expiration of said thirty days, become due and payable.

Section 43. If the property owner who has not elected to pay in installments fails to pay his assessment or assessments within thirty days, or, having elected to pay in installments, fails to pay the first installment within thirty days from the date of such assessment or assessments, or makes default in the payment of any annual installment, or the interest thereon, the whole of such assessment or assessments, with interest thereon to original maturity thereof, shall immediately become due and payable and the tax collector of Mobile County shall proceed to sell the property against which such assessment or assessments is or are made to the highest bidder for cash, but he shall first give notice by publication once a week for three consecutive weeks, in some newspaper published in the district or of general circulation therein, of the date, place, and time of such sale and the purpose for which the same is made, together with a description of the property to be sold.

If said officer shall fail to advertise and sell any property on which payments or installments are past due, any owner of property in said

district, or any holder of bonds of the series affected by such failure, whether of bonds theretofore issued or thereafter issued, shall have the right to apply for a writ of mandamus, requiring said official to take such action to any court of competent jurisdiction, and said court shall, on proof, issue and enforce such writ.

Section 44. Any property owner may pay said assessment or assessments, with interest and all costs, at any time before the sale of the property affected thereby.

Section 45. The cost of such advertisement and sale shall constitute a charge against said property to be sold, and shall be retained out of the proceeds of sale by said officer incurring said expense.

Section 46. The officer making such sale shall execute a deed to the purchaser, which shall convey all the right, title, and interest which the party against whose property the assessment was made had or held in said property at the date of making such assessment or on the date of making such sale. Any surplus arising from such sale shall be paid over to the county treasurer, or to the county depository, if there be no treasurer, to be kept as a separate fund for the assessed owner of the property, or his assigns, upon the responsibility of the official bond of such treasurer or county depository. The district may, by its agent, purchase real property sold as provided herein, and in the event of such purchase, the deed for the same shall be made to the district in its corporate name.

No bid shall be accepted with respect to any piece, parcel, lot, or other subdivision of land which is not equal to the total of all assessments levied against same, and costs.

In the event no bidder at such sale bids for any piece, parcel, lot, or other subdivision of land an amount equal to the amount of the assessment levied against same, and costs, then it shall be struck off to Seawall District No. 1 of Mobile County, Alabama, and the Board of Commissioners of said district shall have power, at any time thereafter, to sell such piece, parcel, lot, or other subdivision of land, at public or private sale for the sum equal to the amount of assessments levied against same, costs and interest.

Section 47. Such property may be redeemed by the owner or his assigns, or other persons authorized to redeem property sold for taxes in the state of Alabama, within two years from the date of sale, by paying to the purchaser or to the county treasurer, or county depository, if there be no treasurer, for him, the amount for which the property was sold, with interest thereon at the rate of fifteen per centum per annum from the date of sale, together with a fee of two dollars (\$2.00) for the expense of a conveyance.

Section 48. No mistake in said publication of the description of such property or in the name of the owner or owners shall vitiate such assessment or assessments, or such lien, and if, for any reason, the sale made for failure to pay such assessment or any sum due thereon be ineffectual to pass such title as such sale could otherwise lawfully pass, it shall operate as an assignment of such lien, and upon the request of the purchaser or purchasers, supplementary proceedings of the same general character as herein prescribed may be had to correct such error or errors in said proceedings for his or their benefit, or such lien so assigned to him or them may be enforced in equity.

Section 49. Neither the failure of any officer or persons charged by this bill with the duty to mail any notice, nor the failure of any person to receive said notice, shall in any manner affect the validity of any proceeding authorized in this act.

Section 50. It shall be the duty of the tax collector of said county to collect the assessments or the installments thereof, if payable in installments as and when the same become due, together with interest thereon. If any such assessment (if not payable in installments) or any such in-

stallment remains unpaid when the owner or owners of such property offers or offer to pay state and county taxes on said property, and if any collector shall fail, when collecting such state and county taxes, to collect such seawall assessment installment or installments past due at that date, along with the state and county taxes, he shall be subject to a penalty of one hundred dollars (\$100.00) for each such instance, unless such seawall assessment has been enjoined by a court of competent jurisdiction.

The tax collector of said county shall receive a commission of one per cent for his services in making such collection, and for his service in selling property to enforce the lien of such assessment, he shall be allowed the same fees as are allowed by law for the sale of property for state and county taxes.

On the tenth of each month, the county tax collector shall turn over to the treasurer of said Board of Commissioners of said district the amount collected by him during the previous month on account of assessments or installments levied and collected in accordance with the terms of this act, less the amount of his fees and commissions, as herein provided. He shall, at the same time, deliver to the treasurer of said Board of Commissioners of said District a statement showing the persons and the property in respect of which such collections have been made, and a statement of all fees and commissions so deducted by him. When any assessment or installment thereon is paid to him, he shall enter the fact of such payment on the Assessment Book. He shall keep among the records of his office a well bound book which shall contain an account of all of his collection, fees, any payments to the treasurer of said district. Said book shall be a public record, open to inspection at all times.

The tax collector shall be liable on his official bond or bonds for any misappropriation or loss of the funds collected by him in respect of such assessments or installments or sale of property to enforce such assessments.

Section 51. The treasurer of said Board of Commissioners of said District shall be allowed a commission not exceeding one-half of one per cent upon all sums lawfully paid out by him, in accordance with the orders of the Board of Commissioners of said District, but he shall pay out no money save upon an order of the said Board and upon a warrant signed by the president and secretary of the Board of Commissioners of said District. Every warrant so paid shall state upon its face to whom paid, the amount of same, and the purpose for which same was paid. All warrants shall be dated and numbered consecutively in the record to be kept by the Board of Commissioners of said District of the number and amount of such warrants so used, and no warrant shall be paid by the treasurer unless there is in hand sufficient funds to pay all outstanding warrants bearing a lower number. The treasurer shall give bond or bonds in the sum of fifty thousand dollars (\$50,000.00) payable to the Board of Commissioners of said District, and conditioned on the faithful performance of his duties as such treasurer, and upon efficiently keeping and disbursing the funds which may come into his hands. The premiums upon said bond or bonds shall be paid out of the funds derived from the special assessments in this act provided for, and shall be part of the cost of such improvement or improvements made during the term covered by such premium.

Section 52. If the assessments first levied shall prove insufficient to complete the improvement or improvements, additional assessments shall be levied in the same manner as is herein provided for the initial assessment, provided, however, that the total assessments shall in no case exceed the increased value of the parcel of land against which such assessments is made by reason of the special benefits derived or to be derived from such improvement or improvements, as such increased value is determined and fixed in this act provided.

Section 53. As soon as assessments covering the estimated cost of any improvement have been made final, as in this act provided, the Board of Commissioners of said District may issue and sell bonds for such an amount as may be necessary to pay the cost of such improvement or improvements, as such cost is defined in Section 11 of this act.

Section 54. The bonds issued under the provisions of this act shall be payable at such place or places as the Board of Commissioners of said District may designate. They shall run serially over a period of years corresponding in number with the number of equal annual installments which the Commissioners may have theretofore, as hereinabove provided, determined that the assessments of the cost of said improvement may be paid by election of the property owner, as hereinafter provided.

The serial installments shall be approximately equal in amount and the maximum amount of bonds maturing in any one year shall not exceed the minimum amount of such bonds maturing in any one year by more than one thousand dollars, provided that if the amount of bonds in any one issue exceeds one hundred thousand dollars, the said maximum amount of bonds maturing in any one year shall not exceed the minimum amount maturing in any one year by more than five thousand dollars. Such bonds shall bear interest at the rate of not exceeding seven percentum per annum, payable semi-annually.

Section 55. Bonds issued under this act may be issued either in registered or coupon form. If they are coupon bonds, they may be registerable either as to principal or as to both principal and interest. The Board of Commissioners of said District may appoint a bank or trust company as registrar or transfer agent, and provide for the registration or transfer of bonds by such transfer agent.

Section 56. The Board of Commissioners of said District may provide by resolution ordering the construction of any improvements, or by subsequent resolution or order, that the bonds issued or to be thereafter issued, to pay for such improvement or improvements may, upon the completion and acceptance of such work, be issued to the contractor or contractors in payment of part payment of the contract price of such work.

Section 57. No bonds issued under the authority of this act shall be sold until they have been first offered at public sale. Notice of such sale shall be given by publication once a week for two consecutive weeks in a newspaper published in the district, if there is a newspaper published in such district, and, if not, in a newspaper having general circulation therein. The first newspaper notice shall appear not less than ten days prior to the date of sale. The notice shall contain a statement of the amount of bonds to be sold, the maximum rate of interest they are to bear, the date of maturity of the bonds, and the time and place of sale. Sealed proposals shall be received and opened at a public meeting, but the Board of Commissioners of said District may, after receipt of sealed proposals reject all bids. The Board of Commissioners of said District shall have the right to reject any and all bids. If no bids satisfactory to the Board of Commissioners of said District be received, the bonds may be sold at private sale, but no such private sale may be made at a price less than the highest bid received and offered at public sale.

The Board of Commissioners of said District may delegate its power to sell bonds to a committee of not less than two members of said Board, but every private sale of bonds shall be made and confirmed by a majority of the members of said Board, at a regular meeting or special meeting called for that purpose, after due notice is given.

Any bidder for bonds or other securities may name in his bid a lower interest rate than that fixed in the advertisement, and the Board of Commissioners of said District, upon acceptance of such a bid, may issue bonds in accordance therewith.

In determining the highest bidder for bonds offered for sale, the net interest cost to the district, as shown in standard bond value tables, shall govern. The finding of the Board as to highest bidder shall be final, conclusive, and binding upon all persons whomsoever.

Any bonds reciting that they are issued pursuant to this act shall, in any action or proceeding involving their validity, be conclusively deemed to be fully authorized by this act, and to have been issued, sold, executed, and delivered in conformity herewith, and with all other provisions of statutes applicable thereto, and shall be incontestable, anything herein or in other statutes to the contrary notwithstanding, unless such action or proceeding is begun within thirty days after the date of the bond resolution provided for in the next section of this act, if they are sold at public sale, or, if sold at private sale, within thirty days after the publication of the resolution authorizing the sale of said bonds at private sale; or, if delivered to the contractor or contractors in payment of work within thirty days after the publication of the resolution or resolutions authorizing the delivery of such bonds to the contractor or contractors in payment of work. All resolutions authorizing the sale of bonds at private sale, and all resolutions authorizing the issuance and delivery of bonds to a contractor or contractors in payment of work shall be published once in a newspaper published within said county having general circulation in said District.

Section 58. All bonds issued under the terms of this act shall be authorized by resolution or resolutions passed by the vote of majority of the Board of Commissioners of said District. Such resolutions shall set out the form of the bond or bonds to be issued, and shall also state:

(a) In brief and general terms, the purpose or purposes of the bond issue:

(b) The maximum amount of money to be raised by the issue;

(c) The maximum rate of interest the bonds shall bear;

(d) The number of installments in which the bonds shall mature, which must not exceed the installments hereinbefore set forth.

A copy of such resolutions shall be published once in a newspaper published in the county, of general circulation in said District.

Section 59. As soon as said bonds have been sold, the Board of Commissioners of said District shall notify the bidder or bidders whose bids have been tentatively accepted of the fact that said bonds have been sold and the contractor or contractors shall thereupon execute the contract for said improvements and proceed with the work covered thereby. If and in the event said bonds are, by resolution or order of said Board, to be delivered to the contractor or contractors in payment of work, such contractor or contractors shall proceed with the work immediately upon the expiration of thirty days after the publication of the resolution or resolutions authorizing the delivery of such bonds to the contractor or contractors in payment for work.

Section 60. When the Board of Commissioners of said District receive any funds whether from proceeds of sale of bonds, collection of assessments, or otherwise, they shall deposit such fund in such solvent bank or banks as will pay the highest rate of interest thereon on current deposits. Before designating such a depository or depositories or bank, the Board of Commissioners of said District shall report the selection of such bank or banks as depositories to the Board of Revenue and Road Commissioners, and the selection shall be approved in writing by the Board of Revenue and Road Commissioners, and said order shall be duly entered on the records of the Board of Revenue and Road Commissioners. Warrants may be drawn on such bank, and all warrants so drawn shall be signed by the president and treasurer of the Board of Commissioners of said District.

Section 61. The proceeds from the sale of bonds authorized to be issued by this act shall be applied only to the payment of the cost of the

improvement designated in the resolution or resolutions providing for their issuance.

Section 62. The treasurer of said Board of Commissioners of said District shall be liable on his official bond for any diversion of any funds received by him as proceeds from any sale of bonds to any purpose other than to the payment of the cost of improvement or improvements, as in this act provided, and the county tax collector and the treasurer shall be liable on their respective official bonds to any holder of the bonds authorized to be issued under this act from any loss or injury to such bond-holder caused by the diversion by said respective officers, or either of them, respectively, or any money received from the collection of assessments, penalties, and interest (after deducting the fees herein provided) to any other purpose than the payment of the bonds and interest coupons, and other indebtedness herein authorized to be paid out of said funds.

Section 63. The moneys collected on account of assessments, penalties, and interest shall be applied:

First, to the payment of the interest on the then outstanding bonds issued in respect of such assessments;

Second, to the payment of the annual installment of bonds then due.

Section 64. In the event the amount collected from the assessments under any improvement resolution or resolutions shall exceed the total cost and expense of such improvement or improvements, there shall be refunded to each of the parties affected by said assessment or assessments a proportionate amount of the excess on demand made therefor after maturity or payment of the bonds authorized by this act. If such claims be not presented within twelve months from the date of the maturity or payment of the last installment of such bonds, they shall be forever barred, and such amounts shall be converted to the general improvement fund of the said district.

Section 65. Whenever, in the judgment of the Board of Commissioners of said District, it may be necessary or expedient for the carrying out and full exercise of the powers hereby granted, such Board may acquire, by purchase or condemnation, the necessary lands, or rights or easements or interest therein, thereunder, and thereover, and may proceed to condemn the same in the manner provided by the general laws of this state governing the taking of lands or the acquiring of an interest therein for the uses for which private property may be taken, in which case such proceedings shall be governed in every respect by the general laws of the state pertaining thereto.

Section 66. If any bond or interest coupon, or other negotiable evidence of debt issued by the Board of Commissioners of said District, is not paid within thirty days after maturity, it shall be the duty of any Circuit Court having application of any holder of such bond or bonds, or interest coupon or coupons, or other negotiable evidence of debt so overdue, to appoint a receiver to collect the assessments aforesaid, and if there be a deficit, the Court may provide for and make additional assessments after due hearing, against the land within the limits defined in Section 9 hereof, in an amount sufficient to make up such deficit, provided, however, that each such assessment, together with the prior assessments, shall not exceed the increased value of such land by reason of the special benefits derived by same from and by reason of such improvement. The proceeds of all such assessments and collections shall be applied, after the payment of costs of such proceedings, first to the overdue interest, and then to the payment pro rata of all bonds issued by the said Board of Commissioners of said District which are then due and payable. The said receiver may be directed by such court to foreclose the lien of assessment on any or all of said property, and any suit so brought by a receiver shall be conducted in all matters as a suit by the Board of Commissioners of said District, and with

like effect, and decrees and deeds therein shall have full force and effect, provided, however, that when all sums of money due on said bonds and coupons and other evidences of debt have been fully paid, the receiver shall be discharged, and the affairs of the district shall thereafter be conducted by the Board of Commissioners of said District.

Section 67. Annually during the month of September, the Board of Commissioners of said District shall file with the clerk of the Board of Revenue and Road Commissioners of said county a statement showing the collection made and moneys received from all sources whatsoever, the amount paid out, with proper vouchers for such payments, and such statement shall lie over for one month from the date of filing for examination and adjustment. The Board of Revenue and Road Commissioners of said county shall proceed to examine such statement at its first regular, special, or adjourned meeting after the expiration of one month from the date of said filing, and shall disallow all unjust charges and credits, if any there be, and readjust said settlement whenever an improper item appears in said settlement and such adjustment may be finally subject to a re-examination in a court of equity for error, mistake or fraud upon suit brought by the Board of Commissioners of said District, or by any tax payer of such district, or anyone else having a pecuniary interest therein. All settlements, when finally approved, shall be indexed by the clerk of the Board of Revenue and Road Commissioners and filed away as public documents.

Section 68. No commissioners or assessors shall be liable to any one for mistake or errors of judgment or negligence, but only for willful misconduct in the discharge of their duties.

Section 69. It shall be unlawful for the Board of Commissioners of said District formed under authority of this act or any officer, agent, or employee thereof corruptly to use, dispose of in any manner any bond or money arising from the sale thereof, or any fund of such district, and any commissioners, employees, or agent, whomsoever, violating the provisions of this act, as herein enumerated, shall be guilty of a felony and punished by imprisonment in the state penitentiary not less than one nor more than five years. That every member of such Board of Commissioners of said District who shall fail to make the settlement or settlements as required by the terms of this act shall be guilty of a misdemeanor, and upon conviction thereof shall be fined in any sum not to exceed five hundred dollars (\$500.00), and in addition thereto, may be imprisoned for a period not to exceed sixty (60) days.

Section 70. As soon as bonds have been sold to provide funds for the payment of the cost of any improvement, the treasurer of said Board of Commissioners of said District shall reimburse the general fund of the County of Mobile for all fees and expenses actually paid out of said general fund under the provisions of this act, and such sum shall be included in the cost of such particular improvement.

Section 71. The various officers of the county shall receive for services for which fees are not specially provided in this act the same fees as are received for similar services performed for the state or county, and said fees shall be paid out of the general revenues of said county.

Section 72. If any sentence, clause, or section of this act shall be held unconstitutional, this shall not affect any other section of this act, it being the intention of the Legislature in enacting this law to enact each section separately.

Section 73. All laws or parts of laws, general or local, in conflict with this act, are hereby repealed, insofar as the same affect the operation of this act. This act shall take effect upon passage and approval by the Governor.

**STATE OF ALABAMA,
Mobile County, City of Mobile.**

Before me, Nettie Chandler, a Notary Public in and for said State and County, this day personally appeared J. C. Ballentyne, who is known to me, and who, being by me first duly sworn, deposes and says that he is Auditor of the Mobile Register Co., Inc., publishers of the Mobile Register, a newspaper publisher in said State, County, and City, and that the attached notice of intention to apply for passage of local law to authorize Mobile County to increase its indebtedness for the purpose of constructing concrete or better than concrete surfaced public roads, et cetera, was published in said newspaper once a week for four consecutive weeks, appearing in the issues of June 24, July 1, 8, and 15, A. D. 1927.

J. C. Ballentyne,
Auditor.

Subscribed and sworn to before me on this, the 15th day of July, 1927.

(Seal) Nettie Chandler,
Notary Public, Mobile County, Alabama.

By Mr. Grove:

H. 852. Providing that in all Counties in the State having a population of not less than eighty five thousand and not more than two hundred and fifty thousand according to the last or any subsequent Federal census, the Clerks of all Courts in such counties shall tax three dollars as costs in all cases brought in any Courts of any of said Counties and pay the same when collected into the Municipal Employees Pension and Relief Fund" of the largest City in said County.

Local Legislation.

By Mr. Simpson (with notice and proof)

H. 853. To appropriate the sum of \$2500.00 for the relief of Clifton E. Clements.

Appropriations.

Notice and Proof of H. 853.

LEGAL NOTICE

Please take notice that the following will be introduced in the next session of the Legislature of Alabama, meeting in June, 1927, viz:

Whereas, Clifton E. Clements, while acting in line of duty with the National Guard of Alabama, on the 12th day of January, 1920, received injuries as a result of which he lost his right leg by amputation at a point, to-wit six inches below the hip joint and, whereas, no adequate compensation has been paid the said Clements for the said loss,

Be it enacted by the Legislature of Alabama:

Section 1. That the State Auditor be, and is hereby authorized and directed to issue his warrant on the State Treasurer in favor of the said Clements for the sum of Twenty-Five Hundred (\$2500.00) Dollars which shall be paid by the State Treasurer out of any funds in the State Treasury not otherwise appropriated.

Respectfully,
Clifton E. Clements.
Birmingham, Ala.

STATE OF ALABAMA,

County of Jefferson.

Before me, the undersigned authority, in and for the County and State, aforesaid personally appeared George M. Howle, editor of The Weekly Call, a weekly newspaper published in said state and county, who, being by me first duly sworn deposes and says that the notice a true copy of which is hereto attached was published in The Weekly Call, once a week for Four consecutive weeks, commencing on May 21, 1927.

Géo. M. Howle,
Editor The Weekly Call.

Sworn to before me, and signed in my presence, this 11th day of June, 1927.

Bessie Stephens,
Notary Public.

By Mr. Simpson:

H. 854. To impose an excise tax, in addition to that already imposed by the Act approved February 10, 1923, and by Act approved January 25th, 1927; on persons, corporations, co-partnerships, companies, agencies or associations engaged in the business of selling, distributing, storing or withdrawing from storage for any purpose whatsoever gasoline or other liquid motor fuels or devices or substitutes therefor in this State; and providing for the collection and payment of such tax and distribution of the funds derived therefrom to the several municipalities and counties of this State, and providing that no further license, privilege, excise or permit tax shall be levied, imposed or collected by the several municipalities and counties of this State, and providing for its enforcement and fixing a penalty for the violation of the provisions hereof.

Public Roads and Highways.

By Mr. Shepherd:

H. 855: To amend Section 1507 of the Code of Alabama of 1923, relating to the Legislature of Alabama.

Rules.

By Mr. Shepherd:

H. 856. To amend Section 1508 of the Code of Alabama of 1923, relating to Senatorial Districts of Alabama.

Rules.

BILLS ON SECOND READING

Mr. Hawkins, chairman of the Standing Committee on Municipal Organization, reported that said Committee in session had acted on the following bill and ordered same returned to the House with a favorable report with substitute:

S. 110. (With Substitute): To amend Sections 1754, 1757, 1760, 1894, 2341 and 2364 of the Code of Alabama.

Mr. Morrow, Chairman of the Standing Committee on Local Legislation, reported that said Committee in session had acted

on the following bill and ordered same returned to the House with a favorable report:

S. 341. To amend an act entitled "An act to amend the title, and Sections one, four, six, seven, eight, nine, eighteen, twenty-seven, thirty and thirty-three of an Act entitled: 'An Act to regulate inferior courts or courts of common pleas, or by whatsoever name the same is known and called, in cities having as many as thirty-five thousand and less than fifty thousand population, according to the last or any subsequent Federal census; provide and define the jurisdiction and powers of such courts; to provide for the judges and officers of such courts, and their powers, duties and compensation and to fix the fees and costs for such courts; to provide the rules of procedure for such courts; and for the operation thereof; and to provide for registering, and a lien for its judgments; and to abolish justices of the peace in such cities', approved February 19, 1919, found in the general acts of Alabama, 1919, pages 155 to 163, inclusive" approved September 7th, 1923, found in the general acts of Alabama, 1923, pages 251 to 255, inclusive.

Mr. Norman, Chairman of the Standing Committee on Public Printing, reported that said Committee in session had acted on the following bills and ordered same returned to the House with a favorable report:

H. 109. To require all parties filing papers in the Probate office for record to, at the time of, or before filing same, endorse on the back of said papers the names of the grantors and grantees either with typewriter or written in legible hand.

H. 110. To regulate and fix the size to be used in filing papers for record in all probate offices in the State of Alabama that now use or may hereafter use, photograph or photostat machines for recording.

Mr. Carter, Chairman of the Standing Committee on Military, reported that said Committee in session had acted on the following bill and ordered same returned to the House with a favorable report:

H. 371. To join the State of Virginia and other southern and western States in the creation of a perpetual memorial to General Robert E. Lee.

The above and foregoing bills were severally read a second time and placed on the calendar.

MESSAGE FROM THE SENATE

Mr. Speaker:

The Senate has originated and passed the following bills and sends same herewith to the House.

By Mr. Cowan:

S. 196. To provide for and regulate further the care, support and maintenance of the poor and paupers of the several counties of the State of Alabama.

By Mr. Young:

S. 334. To make it the duty of the clerk of the circuit court of Lamar County, Alabama, as ex-officio clerk of the county court, to record the proceedings and write up the minutes of the county court and to provide for compensation of the same.

With notice and proof thereto attached and herewith exhibited as follows:

NOTICE

Notice is hereby given, that application will be made to the present legislature of Alabama, to pass a local law for Lamar County, Alabama, in substance as follows: To require all warrants, Bonds, and commitments where defendants are held or bound over to await the action of the grand jury, in Lamar County, Alabama, to be returned to and filed with the Clerk of the Circuit Court of said County, to be kept and filed and furnished to the Solicitor or foreman of the Grand Jury on demand, and providing that said clerk shall make a record of such papers, and further providing that clerk of the Circuit Court of Lamar County, Alabama, as Ex-officio Clerk of the County Court, of said County shall also make a record of all bonds and commitments and warrants in all cases hereafter filed in said county court, and providing that such records, or certified copies of the same shall have the same legal effect as the original when the original or any part of same are lost, and providing that the costs for making or keeping such records shall be taxed and paid in the same manner as such costs are taxed and paid in similar cases in the circuit court of said County, and to further provide that the clerk of said court, shall be allowed \$2.00 per day for attending upon and keeping the minutes of said county court.

AFFIDAVIT

THE STATE OF ALABAMA,

Lamar County.

Personally appeared before me, E. T. Hill, Clerk of the Circuit Court, in and for said County and State, Kirby T. Mills, who, being by me first duly sworn, deposes and says that he is the publisher of the Lamar Democrat, a newspaper published at Vernon, Alabama, and that the notice, a true copy of which is hereto attached, was published in said paper for four consecutive weeks, commencing on the 19th day of Feb. 1927.

Kirby T. Mills,

Publisher of the Lamar Democrat.

Sworn to and subscribed before me this the 13th day of June, 1927.

E. T. Hill,

(Seal)

Clerk of the Circuit Court, Lamar County, Alabama.

Also:

By Mr. Warren:

S. 337. To provide for the manner of selecting the county superintendent of education of Tuscaloosa County, Alabama; to fix his qualifications; his term of office and salary.

With notice and proof thereto attached and herewith exhibited as follows:

STATE OF ALABAMA,
Tuscaloosa County.

Before me S. J. Pearson, a Notary Public in and for said state and county, on this day personally appeared, Aaron Miller, who being by me first duly sworn, deposes and says:

That he is publisher of the Tuscaloosa News & Times-Gazette, a newspaper published in said county, and that the publication of the notice of which the foregoing is a true copy has been made in said paper once a week for four consecutive weeks, to-wit: on the 10th day of June, 1927, on the 17th day of June, 1927, on the 23rd day of June, 1927 and on the 30th day of June, 1927.

Aaron Miller
Subscribed and sworn to before me on this the 1st day of July, 1927.

S. J. Pearson,
Notary Public in and for Tuscaloosa County, Alabama.

NOTICE

There will be introduced in the Legislature of Alabama during the session beginning June 7, 1927, a bill to provide in substance as follows:

A BILL

To be entitled An Act to provide for the manner of selecting the County Superintendent of Education of Tuscaloosa County, Alabama; to fix his qualifications; his term of office and salary.

Be it enacted by the Legislature of Alabama:

Section 1. At the next general election held in Tuscaloosa County after the passage of this act, a County Superintendent of Education shall be elected by the qualified electors of said county, and the County School Board of said county shall not have authority after the passage of this act to engage a County Superintendent of Education for Tuscaloosa County, except as hereinafter provided; but nothing in this act shall be construed to interfere with any contract existing between the County School Board and the present County Superintendent of Education at the time of the passage of this act, and the present County Superintendent of Education may hold office until the time for installation of his successor under the provisions of this act.

Section 2. The County Superintendent of Education shall hold office for four years from the time of his installation in office, and until his successor is elected and qualified, and shall receive a salary of three thousand dollars per annum, payable in monthly installments, on the last day of each month, and the County School Board may, at its discretion, add thereto not exceeding six hundred dollars per annum for traveling expenses to be paid in the same manner.

Section 3. Before any person can qualify as a candidate for the office he must file in the office of the Probate Judge of the county an affidavit that he is a graduate of an A grade college or university, and that he has been actively engaged in educational work for the last three years prior thereto, or that he has had two years special training in educational work, either in the science of teaching or in supervisory work.

Section 4. If at any election for County Superintendent of Education no one qualifies as a candidate under this article, the County School Board shall have the right to engage a County Superintendent of Education in accordance with the general laws of Alabama; provided that the School

Board shall not enter into a contract with any person to serve as County Superintendent of Education for more than four years from the time of the expiration of the preceding term.

Section 5. All laws and parts of laws in conflict with this act are hereby repealed.

J. E. Speight,
Secretary.

SENATE MESSAGE

The Senate bills, the titles to which are set out in the above and foregoing message from the Senate, were read one time and referred to appropriate standing committees as follows:

Public Health: S. 196.

Local Legislation: S. 334; S. 337.

REPORT OF COMMITTEE ON ENGROSSED BILLS

Mr. Speaker:

Your Standing Committee on Engrossed Bills begs leave to report that said Committee, in session, has compared the following engrossed bills with the original bills and find same correctly engrossed, to wit:

Mr. Vickers:

H. 629. A bill to be entitled an act to provide for and submit to the qualified electors of the State of Alabama an amendment to the Constitution of Alabama, authorizing the City of Mobile, in addition to the taxes it is now or may hereafter be authorized and empowered to levy and collect, to levy and collect annually an additional tax on the property situated therein, for general municipal purposes, not to exceed that portion of the three-fourths of one per centum authorized by Section 216 of the Constitution of Alabama to be levied to pay the debt existing on the 6th day of December, 1875, with interest thereon, or any renewal of such debt, which shall not be levied or be required to be levied and collected during such year, to pay, at maturity, the said debt existing on the 6th day of December, 1875, with interest thereon, or any renewal of such debt, provided that the Legislature of Alabama may, from time to time, reduce the limit of additional taxation authorized thereby; and ordering an election by the qualified voters of the State of Alabama upon such proposed amendment, such election to be held on the second Tuesday next after three months after the date of the final adjournment of this session of the Legislature.

Section 1. Be it Enacted by the Legislature of Alabama that the following amendment to the Constitution of Alabama is hereby proposed, and an election is hereby ordered by the qualified voters of the state upon such proposed amendment, to be held on the second Tuesday after the expiration of three months after

the date of the final adjournment of the present Legislature, at which said amendment shall be voted upon. The proposed amendment is as follows:

"The City of Mobile, Alabama, in addition to the taxes it is now or may hereafter be authorized and empowered to levy and collect, may levy and collect annually an additional tax on the property situated therein for general municipal purposes, not to exceed that portion of the three-fourths of one per centum authorized by Section 216 of the Constitution of Alabama to be levied to pay the debt existing on the 6th day of December, 1875, with interest thereon, or any renewal of such debt, which shall not be levied or be required to be levied and collected during such year, to pay, at maturity, the said debt existing on the 6th day of December, 1875, with interest thereon, or any renewal of such debt; provided, that the Legislature of Alabama may, from time to time, reduce the limit of additional taxation authorized hereby."

Section 2. It is ordered by the Legislature that an election by the qualified electors of this state upon the aforesaid proposed amendment to the Constitution of Alabama be held on the second Tuesday next after three months after the date of the final adjournment of this session of the Legislature.

Section 3. That notice of the election hereby ordered together with the amendment hereby proposed shall be given by a proclamation of the Governor which shall be published in one newspaper once a week in each county in the state for at least eight successive weeks next preceding the day hereby appointed for such election.

Section 4. The expenses of the election herein provided for and the cost of the publication of the notices shall be paid out of the State Treasury in the same manner as the expenses of other elections are paid.

Also:

By Mr. Denson:

H. 539. A Bill to be entitled an act to provide and submit to the qualified electors of the State of Alabama at an election to be held on the second Tuesday next after the expiration of three months from the date of the final adjournment of the present session of the Legislature an amendment to the Constitution of Alabama authorizing all counties to incur bonded indebtedness in addition to all indebtedness now authorized by the Constitution, or any amendment thereto prior to the date of this amendment, in an amount not exceeding one and one-half per centum of the assessed value of property therein, as assessed for State taxation, provided such additional bonded indebtedness is authorized by a majority vote by ballot of the qualified voters of such county voting upon such proposition.

Be it enacted by the Legislature of Alabama:

Section 1. That the following amendment to the Constitution of Alabama is hereby proposed, and an election by the qualified electors of the State is hereby ordered upon such proposed amendment and the day appointed for such election is the second Tuesday next after the expiration of three months from the date of the final adjournment of the present session of the Legislature at which this amendment is proposed. The amendment proposed is as follows:

All counties are hereby authorized to incur bonded indebtedness, in addition to all indebtedness now authorized by the Constitution of Alabama, or any amendment thereto prior to the date of this amendment, in an amount not exceeding one and one-half per centum of the assessed value of property therein, as assessed for State taxation, provided such additional bonded indebtedness is authorized by a majority vote by ballot of the qualified voters of such county voting upon such proposition.

Provided, however that the provisions of this amendment shall not apply to Mobile County.

Providing that this amendment shall not apply to Montgomery County, Alabama.

Section 2. That notice of the election hereby ordered together with the amendment hereby proposed shall be given by a proclamation of the Governor which shall be published in one newspaper once a week in each county in the State for at least eight successive weeks next preceding the day hereby appointed for such election.

Section 3. The expenses of the election herein provided for and the cost of the publication of the notices shall be paid out of the State Treasury of the State in the same manner as the expenses of other elections are paid.

Also:

By Mr. Rogers:

H. 379. A bill to be entitled an act to provide and submit to the qualified electors of the State of Alabama, at an election to be held on the second Tuesday after the expiration of three months from the date of the final adjournment of this session of the Legislature, an amendment to the Constitution of the State of Alabama whereby the municipal corporation of Citronelle, in the State of Alabama, may, through the governing body of said town, with the approval of a majority vote by ballot of the duly qualified electors of said town, voting at a general or a special election called for that purpose, become indebted in an amount, over and above the amount of indebtedness said town is otherwise authorized by the Constitution and all other amendments thereto to incur, not exceeding four per centum of the assessed value of the property therein.

Be it Enacted by the Legislature of Alabama:

Section 1. The following amendment to the Constitution of Alabama is hereby proposed to be submitted to the qualified electors of the State of Alabama for their consideration and action at an election to be held on the second Tuesday next after the expiration of three months from the date of the final adjournment of this session of the Legislature. The proposed amendment is as follows:

The Town of Citronelle may, through the governing body of said town, with the approval of a majority vote by ballot of the duly qualified electors of said town, voting at a general or a special election called for that purpose, become indebted in an amount, over and above the amount of indebtedness said town is otherwise authorized by the Constitution and all other amendments thereto, to incur, not exceeding four per centum of the assessed value of the property therein. In calculating the indebtedness of said town, there shall not be included any classes of indebtedness which are not included in other provisions of the Constitution limiting the indebtedness of said town. Each election held under the provisions hereof shall be ordered, held, canvassed, and may be contested in the same manner as is or may be provided by the law applicable to municipal corporations for elections to authorize the issuance of municipal bonds. The ballots used at such election shall contain the words: "For an increase of the indebtedness of the Town of Citronelle, in the sum of \$.....", and "Against an increase of the indebtedness of the Town of Citronelle, in the sum of \$.....". The amount of increased indebtedness proposed shall be shown in the blank space provided therefor. And the voter shall record his choice, whether for or against the increase in indebtedness of the Town of Citronelle, by placing a cross-mark before or after the words expressing his choice. Nothing herein contained shall in anywise change or affect the rights of any holder of bonds of said municipal corporation heretofore issued. Elections to authorize the incurring of such additional indebtedness may be held as often as ordered by the governing body of the municipality, but when a proposition is submitted to the electors to determine whether there shall be an increase in the indebtedness of the municipality, in a certain amount, and such proposition is defeated, no second election for the same purpose and submitting a proposition of increasing the indebtedness of said town in the same amount shall be held in one year thereafter.

Section 2. That notice of the election hereby ordered, together with a copy of the amendment hereby proposed shall be given by a proclamation of the Governor, which shall be published in one newspaper in each county in the state once a week for at least eight successive weeks next preceding the day hereby appointed for such election.

Section 3. The expenses of the election herein provided for and the cost of the publication of said notices shall be paid out of the State Treasury in the same manner as expenses of other elections are paid.

Also:

H. 455. For the relief of David W. W. Fuller of Montgomery County for special services rendered said county.

Also:

H. 625. To provide detention homes for juvenile delinquents in Mobile County, including the appointment of officers and the fixing of their salaries and the maintenance thereof.

Also:

H. 637. To further prescribe the times of elections and terms of office of the county commissioners of Randolph County, Alabama.

Also:

H. 558. To ratify and confirm the action of the City of Bessemer in granting a franchise to Hercules Powder Company, its successors, licensees, lessees and assigns, to build, maintain and operate a plant or factory for the manufacture and storage of power, dynamite, nitro-glycerine, gun cotton, gelatin, and any and all other explosives, together with the right to construct, maintain and operate all buildings, machinery, tracks and other things which may be necessary or convenient in the construction, maintenance or operation of such plant or factory upon any or all of the following described property: The southwest quarter (SW $\frac{1}{4}$), the west half of the southeast quarter (W $\frac{1}{2}$ of SE $\frac{1}{4}$), the southwest quarter of the northeast quarter (SW $\frac{1}{4}$ of NE $\frac{1}{4}$), and the south half of the northwest quarter (S $\frac{1}{2}$ of NW $\frac{1}{4}$) of Section thirteen (13), the southeast quarter (SE $\frac{1}{4}$) and the southeast quarter of the northeast quarter (SE $\frac{1}{4}$ of NE $\frac{1}{4}$) of Section fourteen (14), the northeast quarter (NE $\frac{1}{4}$) and the north half of the southeast quarter (N $\frac{1}{2}$ of SE $\frac{1}{4}$) of Section twenty-three (23) and the west half (W $\frac{1}{2}$) and the west half of the east half (W $\frac{1}{2}$ of E $\frac{1}{2}$) of Section twenty-four (24), all in Township nineteen (19) south, Range five (5) west, Jefferson County Alabama.

Also:

H. 425. To provide for the establishment, discontinuance, construction, use, working and maintenance of the public roads and bridges of Fayette County, Alabama, to define the duties and powers of the Court of County Commissioners; of other governing body of Fayette County, with regard to the same, to fix penalties for the violations of the rules, regulations and laws of the Court of County Commissioners, or other like governing body of said County; to provide for the better building, maintenance and protection of the public roads and bridges of

Fayette County; to provide funds, regulations and penalties to carry the provisions and purposes of this act into effect; to provide for the more efficient working, construction and repair of the public roads and bridges in Fayette County, Alabama; to provide for the appointment of road foreman in the several precincts in the county, and to fix their compensation and define their duties and powers and penalties for violation thereof; to provide for a commutation fee in lieu of working the roads; to create a separate and special road fund for said county, and to prevent obstruction and damage to the public roads and bridges of said county, and to provide penalties for all violations of the road laws.

Also:

H. 559. To grant to Hercules Powder Company, its successors, licensees, lessees and assigns, the right or franchise to build, maintain and operate a plant or factory for the manufacture and storage of any and all explosives, together with the right to construct, maintain and operate all buildings, machinery, tracks and other things which may be necessary or convenient in the construction, maintenance or operation of such plant or factory, upon any or all of the following described property: The southwest quarter ($SW\frac{1}{4}$), the west half of the southeast quarter ($W\frac{1}{2}$ of $SE\frac{1}{4}$), the southwest quarter of the northeast quarter ($SW\frac{1}{4}$ of $NE\frac{1}{4}$), and the south half of the northwest quarter ($S\frac{1}{2}$ of $NW\frac{1}{4}$) of Section thirteen (13), the southeast quarter ($SE\frac{1}{4}$) and the southeast quarter of the northeast quarter ($SE\frac{1}{4}$ of $NE\frac{1}{4}$) of Section fourteen (14), the northeast quarter ($NE\frac{1}{4}$) and the north half of the southeast quarter ($N\frac{1}{2}$ of $SE\frac{1}{4}$) of Section twenty-three (23) and the west half ($W\frac{1}{2}$) and the west half of the east half ($W\frac{1}{2}$ of $E\frac{1}{2}$) of Section twenty-four (24), all in Township nineteen (19) south, Range five (5) west, Jefferson County, Alabama.

Also:

H. 672. To repeal an act entitled: An act to provide for the election of a county superintendent of Education for Washington County, Alabama, to fix his term of office, to prescribe his salary and the manner of payment, to define his qualifications, powers and duties, to provide for the election of his successor in office, approved September 14, 1923.

Also:

H. 557. To vacate all public roads, trails, paths, highways and passageways, into, through, over, on or across the southeast quarter ($SE\frac{1}{4}$) and the southeast quarter of the northeast quarter ($SE\frac{1}{4}$ of $NE\frac{1}{4}$) of Section Fourteen (14), the northeast quarter ($NE\frac{1}{4}$) and the north half of the southeast quarter ($N\frac{1}{2}$ of $SE\frac{1}{4}$) of Section twenty-three (23), the southwest quarter ($SW\frac{1}{4}$), the south half of the northwest quarter

(S $\frac{1}{2}$ of NW $\frac{1}{4}$), the southwest quarter of the northeast quarter (SW $\frac{1}{4}$ of NE $\frac{1}{4}$) and the west half of the southeast quarter (W $\frac{1}{2}$ of SE $\frac{1}{4}$) of Section thirteen (13) and the west half (W $\frac{1}{2}$) and the west half of the east half (W $\frac{1}{2}$ of E $\frac{1}{2}$) of Section twenty-four (24), Township nineteen (19) south, Range five (5) west, Jefferson County, Alabama, except a right of way fifty feet in width through the northwest quarter of southeast quarter of Section 13: The southwest quarter of northeast quarter and west half of southeast quarter of Section 24, in said township and range, said right of way being twenty-five feet wide on each side of the following described center lines: Begin at the northeast corner of the northwest quarter of southeast quarter of said Section 13; thence in a southerly direction along the eastern boundary of said quarter-quarter section 47.4 feet to point of beginning of center line of right of way herein described; thence turning an angle of 21 degrees and 26 minutes and 30 seconds to the right 353.6 feet in a southwesterly direction along a straight line to point of beginning of the arc of a curve turning to the left and having a radius of 716.78 feet, said straight line being tangent to said arc of said curve, said arc of said curve being subtended by a central angle of 48 degrees and 22 minutes; thence in a southerly direction along said arc of said curve 604.6 feet to point of beginning of a straight line tangent to said arc; thence in a southeasterly direction along said straight line 224.6 feet more or less to intersection with the eastern boundary of said quarter-quarter section, said intersection forming an angle of 26 degrees and 55 minutes and 30 seconds and being 165.9 feet north of the southeast corner of said quarter-quarter section. Also begin at the northeast corner of the southwest quarter of northeast quarter of said Section 24; thence in a southerly direction along the eastern boundary of said quarter-quarter section 404.9 feet to point of beginning of center line of right of way herein described, said center line being the arc of a curve turning to the left in a southwesterly direction and having a radius of 1,146.28 feet, a tangent to said arc of said curve at said point of intersection forming an angle of 26 degrees and 1 minute with said eastern boundary of said quarter-quarter section, said arc of said curve being subtended by a central angle of 25 degrees and 38 minutes; thence in a southwesterly direction along said arc of said curve 512.7 feet to point of beginning of a straight line tangent to said arc; thence in a southerly direction along said straight line 1,372.6 feet to point of beginning of the arc of a curve turning to the right and having a radius of 573.69 feet, said straight line being tangent to said arc of said curve, said arc of said curve being subtended by a central angle of 17 degrees and 45 minutes; thence in a southerly direction along said arc of said curve 177.5

feet to point of beginning of a straight line tangent to said arc; thence in a southwesterly direction along said straight line 705.0 feet to point of beginning of the arc of a curve turning to the right and having a radius of 573.69 feet, said straight line being tangent to said arc of said curve, said arc of said curve being subtended by a central angle of 32 degrees and 10 minutes; thence in a southwesterly direction along said arc of said curve 321.7 feet to point of beginning of a straight line tangent to said arc; thence in a southwesterly direction along said straight line 743.3 feet to point of beginning of the arc of a curve turning to the left and having a radius of 573.69 feet, said straight line being tangent to said arc of said curve, said arc of said curve being subtended by a central angle of 18 degrees and 08 minutes and 30 seconds; thence in a southwesterly direction along said arc of said curve 181.62 feet more or less to intersection with the southern boundary of the southwest quarter of southeast quarter of said Section 24, a tangent to said arc of said curve at said point of intersection forming an angle of 58 degrees and 37 minutes and 30 seconds with said southern boundary, and said intersection being 1,241.4 feet west of the southeast corner of said quarter-quarter section.

Also:

H. 713. To repeal an Act entitled "An Act to provide for the election and appointment of a county superintendent of education for Marion County, Alabama, fix his or her term of office, fix the qualifications, the compensation and the successor in said office," approved on September 24, 1923.

R. C. Wallace,
Chairman.

The report of the Committee was concurred in and adopted.

MESSAGE FROM THE SENATE

Mr. Speaker:

The Senate has received the accompanying Message from His Excellency, the Governor, with his objections and proposed amendment to the bill: S. 119 For the relief of John B. Laseter of Barbour County, Alabama.

Said Governor's Message containing the proposed amendment being in the following words and figures to-wit:

To The Legislature of Alabama:
Gentlemen:

I herewith return to the Senate, the body in which it originated Senate Bill No. 119 for the relief of John B. Laseter of Barbour County without my approval. I suggest the following executive amendments, which if concurred in by the Legislature will remove my objections to the Bill.

Amend the title of the Act as follows:

"A Bill to be entitled An Act to authorize the Board of Revenue of Barbour County to grant relief to John B. Laseter, former Sheriff of Bar-

bour County as to certain claims held by him against the Fine and Forfeiture Fund of Barbour County."

Further amend by striking from the Act the following words:

"Be it enacted, that there is hereby created a Board of Claims for said County of Barbour, to be composed of the Probate Judge of said County, the President of the Board of Revenue of said County and the County Solicitor of said County, whose duty it shall be to investigate the merits of the claims of the said John B. Laseter, and make such award on all of said claims as in honor, justice and equity should be made, and such award by such Board of Claims shall be attested by them, and shall constitute a preferred claim against the Fine and Forfeiture Fund of Barbour County. Said Board shall proceed with dispatch to a consideration and disposition on the matters committed to their consideration immediately upon this bill being approved by the Governor."

And substitute therefor the following:

"Be it enacted by the Legislature of Alabama that the Board of Revenue of Barbour County is hereby authorized and empowered to investigate the merits of the claims of the said John B. Laseter and to make such findings thereon as should be made in justice to the said John B. Laseter of Barbour County and to enter such claim upon the records of the Board of Revenue of Barbour County and if the findings is that said claims should be allowed they shall so enter it upon their records and said claim shall constitute a preferred claim against the Fine and Forfeiture Fund of Barbour County."

Respectfully,
Bibb Graves,
Governor.

And the Senate has concurred in and adopted the amendment proposed by His Excellency, the Governor, to said bill, S. 119 by a vote of a majority of the whole number elected to the Senate; said vote being Yeas, 20, Nays, 0.

And said bill, S. 119, as thus amended by the amendment of His Excellency, the Governor, was again read a third time at length and passed by a vote of a majority of the whole number elected to the Senate; said vote being Yeas, 20; Nays, 0.

And said bill, together with the Governor's Message containing the proposed amendment, is herewith sent to the House for its consideration.

J. E. Speight,
Secretary.

SENATE MESSAGE

On motion of Mr. Winn the House concurred in and adopted the amendment proposed by the Governor to the Bill, S. B. 119. Said amendment as proposed by the Governor being set out in the above and foregoing Message from the Senate.

Yeas, 75; Nays, 0.

Yeas:

Messrs:

Mr. Speaker	Edmundson	Jones (Cleburne)	Pitts
Adcock	Edwards	Jordan (Etowah)	Poole
Allen	Frey	Kirkpatrick	Quillin
Ashcraft	Golson	Lawler	Rankin
Baldwin	Goode	Luck	Reeder
Bartlett	Goodwyn	McAdory	Ringer
Beebe	Graves	Matthews	Rivers
Brunson	Green	Merrill	Rogers (Elmore)
Bryant	Grove	Miller (Marengo)	Rogers (Mobile)
Burleson	Guy	Miller (Sumter)	St. John
Burns	Hampton	Molette	Sanderson
Cannon	Hawkins	Monk	Starnes
Carter	Hightower	Mullen	Stewart (Calhoun)
Christian	Hollis	Nipper	Tompkins
Cockrell	Hubbard	Norman	Wallace
Darden	Hughes	Owens	Ward (Geneva)
Deloney	Jeter	Parish	Ware
Denson	Johnson	Patterson	Winn
Desear	Jones (Bullock)	Pegues	

—75

Which was a majority of the whole number elected to the House.

And said Bill:

S. 119. For the relief of John B. Laster of Barbour County, Alabama as amended by the amendment proposed by His Excellency, the Governor.

Was again read a third time at length and passed.

Yeas, 75; Nays, 0.

Yeas:

Messrs.:

Mr. Speaker	Edmundson	Jones (Cleburne)	Pitts
Adcock	Edwards	Jordan (Etowah)	Poole
Allen	Frey	Kirkpatrick	Quillin
Ashcraft	Golson	Lawler	Rankin
Baldwin	Goode	Luck	Reeder
Bartlett	Goodwyn	McAdory	Ringer
Beebe	Graves	Matthews	Rivers
Brunson	Green	Merrill	Rogers (Elmore)
Bryant	Grove	Miller (Marengo)	Rogers (Mobile)
Burleson	Guy	Miller (Sumter)	St. John
Burns	Hampton	Molette	Sanderson
Cannon	Hawkins	Monk	Starnes
Carter	Hightower	Mullen	Stewart (Calhoun)
Christian	Hollis	Ninner	Tompkins
Cockrell	Hubbard	Norman	Wallace
Darden	Hughes	Owens	Ward (Geneva)
Deloney	Jeter	Parish	Ware
Denson	Johnson	Patterson	Winn
Desear	Jones (Bullock)	Pegues	

—75

Which was a majority of the whole number elected to the House.

NOTICE IN WRITING.

Notice is hereby given that on the next legislative day a motion will be made to take Senate Bill No. 54, pertaining to the operation of motor busses, from the adverse calendar and placed on the regular House calendar for passage.

This the 19th day of July, 1927.

D. T. Ware,

BILLS ON THIRD READING

H. 372. To alter or re-arrange the boundary line between the Counties of Lee and Russell and to take from Lee County certain territory which is now a part of Lee County, and place said territory in Russell County.

Was read a third time at length and lost.

Yeas, 22; Nays, 67.

Yeas:

Messrs:

Mr. Speaker	Gullatt	Nipper	Rivers
Anderson	Guy	Owens	Sanderson
Brunson	Hawkins	Pitts	Smith
Burleson	Hughes	Powell	Wallace
Cook	McAdory	Rankin	Ward (Geneva)
Edmundson	Matthews		

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Nays:

Messrs:

Mr. Speaker	Desear	Lawler	St. John
Adcock	Edwards	Lee	Sanders (Conecuh)
Allen	Golson	Lovelace	Sanders (Pike)
Ashcraft	Goode	Luck	Shepherd
Baldwin	Goodwyn	Martin	Simpson
Bartlett	Green	Merrill	Stewart (Calhoun)
Beebe	Grove	Miller (Sumter)	Thompson
Bryant	Hampton	Molette	Tompkins
Burns	Hightower	Moxley	Tunstall
Byars	Hollis	Mullen	Vickers
Cannon	Howard	Norman	Waddell
Carter	Hubbard	Parish	Ward (Tuscaloosa)
Christian	Jones (Bullock)	Patterson	Ware
Cockrell	Jones (Cleburne)	Reeder	Webb
Darden	Jordan (Etowah)	Ringer	Weldon
Deloney	Jordan (Washington)	Rogers (Elmore)	Winn
Denson	Kirkpatrick	Rogers (Mobile)	

—67

Mr. Waddell moved to reconsider the vote by which the bill, H. 372 was lost and then moved to lay that motion on the table, and the motion to table prevailed.

MESSAGE FROM THE SENATE.

Mr. Speaker:

The President of the Senate having signed the following Senate Bills, your signature thereto is requested:

S. 166. To allow the sheriff of Winston County an additional deputy sheriff to that as now provided by law, and fix his salary, and make it payable out of the general funds of the county in monthly installments, said deputy to be located at Haleyville, Alabama.

Also:

S. 291. To provide for the payment of the fees of State witnesses in criminal cases in Dale County, Alabama.

Also:

S. 113. To amend Section 8588 of the Code of Alabama.

Also:

S. 329. To authorize the Town Council of the Town of Vincent, Alabama, to abolish its board of education and place the government and control of the public schools of said town under the control of the county board of education and under State control.

Also:

S. 197. To authorize the Town Council of the Town of Columbiana, Alabama, to abolish its board of education and place the government and control of the public schools of said town under the control of the county board of education and under State control.

Also:

S. 292. To provide for the relief of L. W. Kolb, G. A. Hood, J. H. Tice, H. T. Parker, J. L. Barnes, W. A. McKay, W. C. Barefield, A. L. Mims, M. R. Dean, J. W. Dean, Chas. Thrower, J. W. Dickert, J. M. Covington, A. J. Norton, R. E. Hayes, M. B. Aman, L. F. Head, W. E. Fitzgerald, G. C. Peebles, Houston Power Co., H. L. Andrews, W. O. Thomas, O. W. Metcalf, J. C. Spears, J. S. Baker, C. V. Atkinson, Paul Dickert, D. T. Dickert, J. Norris Weed, W. A. Tharp, J. E. Metcalf, J. W. Spigner, G. S. Vickers, T. L. Weed, W. C. Copeland, A. H. Jackson, Rainer Block Mill, W. E. Fitzgerald, R. L. Andrews, A. L. Howell, Ab DeLoney, Parker & Flowers, P. A. Clark, W. H. DeLoney, W. L. Dean, C. D. Parker, C. L. Dickert, B. R. Ezell, C. N. Byrd, J. T. Ellis, Payne Bros., Monroe McCraney, J. N. Byrd, C. W. Sherfield, A. D. Dixon, John Carr, Bud Carr, John Hudson, Birt Godwin, Grady Skipper, Malcomb Byrd, M. W. Redd, Welsey Gillian, J. C. Spears, Cody Rogers, Albert Rogers, Mertice Clements, Shellie Morris, B. W. Spears, John Miller, Harris Benson, Ned Byrd, W. A. Bloodworth, Marvin Andrews, Mose Dawkins, Ach Byrd, Fred Andrews, D. DeLoney, Henry DeLoney, Melvin Bow-

man, Charles Byrd, Jr., Sam Willis, Randolph Casey, Lingo Parker, J. M. Bloodworth, Will Johns, Jas. Helms, D. C. Patrick, G. C. Curen-ton, Ferell Strickland, Grady Averett, Alvin Ford, Peter Ezell, W. E. Tyler, John Woodall, Ewell Byrd, Seaborn Bowman, Barney Morris, Curt Peters, Geo. Trotter, Daly Harper, Sylvester Harper, Chester Head, Bryter Byrd, Ralph Speller, Calvin Carr, Bunk Woodham, Hanry Blackman, R. G. Newsom, Arch McDonald, Will McSwean, Bud Snell, M. C. Williford, S. H. Williford, Walter Kirk, Henry Jones, G. L. Charles, Calvin Davis, Bud Thompson, Isom Thompson, Bryant Flowers, Homer Nicholson, Oscar DeLoney, Pressie Dawkins, Geo. Johnston, Jeff Harris, W. B. Waters, Fred Waters, Jos. F. Waters, A. V. Curen-ton, L. P. Curen-ton, E. L. Stokes, J. H. Hughes, A. C. Hughes, Dody Russell, Sandy Walker, W. G. Horn, Legon Curen-ton, Floyd Martin, Jesse Sillivant, Marvin McDaniel, I. L. Andrews, F. R. Lee, A. J. Andrews, B. F. Patterson, John Andrews, J. W. Wells, W. A. Wigham, Jewell Pouncey, Ed Free, R. J. Pouncey, Len Jones, Thom. Watford, Lige Cotton, Bud Wilson, Lester Thompson J. W. Pridgen, John Griffin, McLean Watford, T. R. Arnett, Joe Akins, M. B. Pridgen, Alex Griffin, Elvin Griffin, Eben Averett, Fred Averett, I. J. Pridgen, Reese Bennett, John Sulivon, Grady Summerlin, Merlin Matthews, John Watson, Geo. Brown, Everett Brown, L. E. Byrd, Jones Campbell, V. L. McEntyre, L. A. Windham, Dest Faulk, Lemon Brown, O. K. Williams, R. C. Wells, A. T. Windham, O. J. Wells, H. W. Wells, Mathew Lee, D. Edmondson, W. B. Baker, Lonie Baker, Oscar Brooks, Wesley Shiran, J. A. Mauldin, Porter Pippin, A. G. Teal, L. A. Akins, Foy Jones, Bonie Wiley, Roser Wiley, J. S. Smith, J. F. Fralish, I. A. Nichols, C. D. Brown, Buck Akins, W. D. Adams, Carl Pouncey, C. J. Pouncey, S. J. Barwick, C. E. Mullins, N. Haynes, Royal A. Clark, Joe Mauldin, C. W. Baker, H. L. Baker, W. E. Blocker, W. T. Logan, N. E. Cain, Arnie Sauls, M. F. Sauls, J. L. Trawick, M. G. Faircloth, L. L. Brown, H. B. Brown, D. W. Jacobs, Huey Batchelor, E. H. Nolen, A. Baker, Chas. Logan, T. S. Jacobs, D. R. Pipkins, W. L. Jacobs, W. J. Jacobs, T. A. Johnston, G. C. Carter, Godwin....., S. R. Pipkins, W. R. Baker, E. D. Jacobs, J. T. Matthews, Lewis Smith, Denis Smith, S. E. Laverder, Joe Thompson, Porter Ziglar, R. H. Snell, J. W. Taylor, D. L. Ragan, James H. Parks, C. A. Davis, A. W. Wilks, Homer Skinner, G. J. Casey, A. J. Goodson, C. L. Goodson, D. H. Towns, J. F. Logan, Wiley Rachel, Crosby Quitman, B. I. Goodson, Ross Medly, Halford, B. Q., Albert Whitlock, Berry Simmons, Will Campbell, Giff Bradley, Foreman Lucas, J. W. Roland, V. J. Roland, W. A. Jacobs, W. J. Bundrick, Andrew Wilson, Allen Sauls, W. A. Roland, R. H. Nolin, T. H. Nolin, Geo. Batchelor,

W. A. Wesson, Geo. Overstret, W. H. Senn, A. C. Hollis, J. S. Brooks, Henry Condry, A. V. Jacobs, J. Crawford, Oscar Johnson, Lee Franklin, Jim Franklin, Sugerbabe Johnson, Tally Ardis, Fate Matthews, Bob Mintern, T. C. Chapman, W. M. Goodson, Henry Wilson, Joe Leonard, E. E. Hoffman, G. H. Faulk, S. E. Dasinger, Tom Brackin, Homer Horne, Manuel White, D. L. Henderson, Will Jones, A. L. Kelly, J. O. Brackin, Henry McKee, A. D. Brackin, W. M. Roberson, J. T. Smith, W. J. Jones, J. W. Ward, B. B. Kenill, J. L. Hodge, H. L. Facon, Wesley Oliver, W. W. Green, Ellison Woodham, Will Elmore, Colon McKee, J. M. Brackin, Z. Z. Holland, Z. Z. Kirkland, W. A. Quattlebaum, R. V. McAilly, A. G. Warren, Peter Herring, Norman Scott, C. F. Hall, P. W. Wilson, C. W. Lewis, I. A. Snell, J. L. Snell, W. C. Deal, Ben Deal, Crawford Deal, Wm. A. Miller, C. M. Lewis, J. C. Carter, Bud Pierson, Henry Tullis, Jim Stuckey, Henry Horn, D. M. Woods, C. W. Roberts, R. W. Sanders, D. C. Peeples, Waymon Tullis, A. F. Davis, Monk Underwood, M. F. Wemms, Ed Horn, Charlie Horn, J. S. Fuqua, William Chapel, C. J. Reynolds, Foy Bivins, Like Underwood, E. D. Robinett, Stanley Helms, Henry Stuckey, Walter Gimore, Charlie Phillips, Marion Pitts, A. H. Scott, L. B. Woodham, J. H. Spivey, C. B. Spivey, Traylor Floyd, Tell Snell, Obry Gullege, Jno. Beauchamp, Embry Key, W. E. Walker, Jim Tew, R. E. Baker, Kirt Wilson, T. W. Kelly, Frank Kelly, I. L. Stephens, Lee Johnston, L. L. Lewis, F. L. Phillips, Mike Gassett, Dr. D. P. Mixsom, Geo. Roberts, Bob Roberts, Coy Dykes, T. Dykes, Ed Griffin, A. J. Hagler, Oval Dykes, Arlie Stephens, Lem Barrow, Mixsom Searcy, R. J. Davis, R. T. Stucky, Levy Payne, Harvey McLeod, Joe Payne, Ive McLeod, Alex McLeod, Jr., Cull Martin, Coy Payne, Alex Searcy, Sam Smedley, Levi Grimes, J. A. Payne, Carlton Edwards, Graey Gassett, Pate Gassett, Charlie Searcy, Cullen Whigham, Lewe Powell, Tom Gardner, Dan Strickland, J. H. McLeod, Hubert McLeod, Shelly McLeod, Homer McLeod, W. H. Searcy, Lee Key, Carey Hagler, C. E. Norris, C. A. Mathison, H. V. Stucky, Marion Rainey, H. B. Hughes, J. O. King, Trawick, Neute Thompson, Marvin Strickland, Major Strickland, Foy Beasley, C. V. Richardson, C. L. Paulk, G. F. Berry, W. A. Parramore, G. A. Tyler, G. L. Tyler, J. B. Phillips, Fate Wilson, Nance Wilson, J. C. Keener, J. W. Paul, Will Blasey, J. T. Pryor, L. G. Senn, Crawford Wilson, W. N. Trawick, D. R. Scott, Roe Allen, H. B. Berry, Geo. Faulk, Len Tyler, Truett Adamson, D. W. Adams, J. W. Adams, Benny Adams, Ellis Paulk, H. A. Brown, Sefus Ellis, Geo. Ellis, W. F. Baker, Carlie Baker, Jesse Baker, Johnnie Truett, William Crawford, John Ingram, Jewe Summers, Ad Moore, J. S. Pridgen, Leslie Thompson, Lem Casey, Dewey Williams, Charles Payne, T. A.

Tice, E. P. Childree, Barney Childree, M. C. Hix, C. B. McGee, Jesse McKee, Osie McKee, A. T. Brackin, W. C. Ezell, J. L. Stevens, J. H. Dassinger, M. A. Price, Early B. Kirkland, W. H. Popewell, E. T. Smith, V. C. Smith, M. O. Bruce, C. G. Bruce, Jeary Parmer, J. J. Stell, W. A. McKay, Yancey Sykes, M. W. Wright, M. E. Birge.

J. E. Speight,
Secretary.

SIGNING OF SENATE BILLS

The Speaker of the House in the presence of the House, immediately after the titles had been publicly read by the Clerk, the reading at length having been dispensed with by a two-thirds vote of a quorum present, signed the Bills, the titles to which are set out in the above and foregoing Message from the Senate.

BILLS ON THIRD READING

H. 546. To amend an Act entitled An Act to prescribe the qualifications of persons who may hold the office of county superintendents of education in the several counties of the State; to regulate the employment or election of county superintendents of education, and to prescribe penalties for the violation of the provisions of this Act, approved October 1, 1923.

Was taken up.

Mr. Pegues offered the following amendment to the bill:

To amend Sec. 1 of H. B. 546 by adding at the end thereof the following:

"Provided further that any person elected after the passage of this Act who is not a qualified elector of the county in which he is to serve must be a graduate of a standard college."

And on motion of Mr. Miller of Sumter the amendment offered by Mr. Pegues was laid on the table.

Mr. Guy offered the following amendment to the bill:

Provided that the provisions of this Act shall not apply to the County of Lowndes, Alabama.

And on motion of Mr. Ward of Tuscaloosa, the amendment offered by Mr. Guy was laid on the table.

Mr. Darden offered the following amendment to the bill:

Amend H. 546 by adding the following Section:

Section 11½. Provided that the provisions of this bill shall not apply to counties of this State which now have or may hereafter adopt a local bill providing for the election of a County Superintendent of Education for their respective Counties.

And the amendment offered by Mr. Darden was adopted.

Yeas, 59; Nays, 4.

Yeas:

Messrs:

Mr. Speaker	Darden	Jones (Clebune)	Pegues
Adcock	Desear	Jordan (Etowah)	Quillin
Allen	Edwards	Jordan (Washington)	Rogers (Elmore)
Anderson	Golson	Kirkpatrick	Rogers (Mobile)
Ashcraft	Goode	Lovelace	Sanders (Conecuh)
Baldwin	Goodwyn	Luck	Sanderson
Bartlett	Green	Matthews	Starnes
Beebe	Grove	Merrill	Stewart (Calhoun)
Bryant	Hightower	Miller (Marengo)	Thompson
Burns	Hollis	Miller (Sumter)	Tompkins
Byars	Howard	Moxley	Ward (Tuscaloosa)
Cannon	Hughes	Mullen	Ware
Carter	Jeter	Owens	Webb
Cockrell	Johnson	Parish	Weldon
Cook	Jones (Bullock)	Patterson	

—59

Nays:

Messrs:

Guy	Nipper	Reeder	Ringer
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—4

And the bill,

H. 546. To amend an act entitled an Act to prescribe the qualifications of persons who may hold the office of county Superintendents of Education in the several counties of the State; to regulate the employment or election of County Superintendents of Education, and to prescribe penalties for the violation of the provisions of this Act, approved October 1, 1923.

As amended was read a third time at length and passed.

Yeas, 63; Nays, 9.

Yeas:

Messrs:

Mr. Speaker	Frey	Jordan (Washington)	Rogers (Mobile)
Adcock	Goode	Lovelace	Sanders (Pike)
Allen	Goodwyn	Luck	Sanderson
Anderson	Green	Matthews	Shivers
Ashcraft	Grove	Merrill	Simpson
Bartlett	Guy	Miller (Marengo)	Smith
Brunson	Hawkins	Miller (Sumter)	Starnes
Bryant	Hightower	Mullen	Stewart (Calhoun)
Burns	Howard	Nipper	Tompkins
Byars	Hubbard	Parish	Vickers
Christian	Hughes	Patterson	Waddell
Cockrell	Jeter	Poole	Ward (Tuscaloosa)
Cook	Johnson	Quillin	Webb
Darden	Jones (Bullock)	Rankin	Weldon
Desear	Jones (Clebune)	Reeder	Winn
Edwards	Jordan (Etowah)	Rivers	

—63

Nays:

Messrs:

Cannon

Golson

Gullatt

Hollis
Pegues

Powell
Ringer

Sanders (Conecuh)
Shepherd

—9

And on motion of Mr. Howard, the bill, H. 546, was ordered sent forthwith to the Senate without engrossment.

H. 377. To define, regulate, and license real estate brokers and real estate salesmen; to create a State Real Estate Commission; and to provide a penalty for the violation of the provisions hereof.

Was taken up. The question was upon the adoption of the Substitute reported by the Standing Committee on Judiciary, said Committee Substitute being as follows:

SUBSTITUTE

A Bill to be Entitled An Act to define, regulate, and license real estate brokers and real estate salesmen; to create a State Real Estate Commission; and to provide a penalty for a violation of the provisions hereof.

Be it Enacted by The Legislature of Alabama:

Section 1. That on and after January 1, 1928, it shall be unlawful for any person, copartnership, association or corporation to act as a real estate broker or real estate salesman, or to advertise or assume to act as such real estate broker or real estate salesman without a license issued by the Alabama Real Estate Commission.

No co-partnership, association or corporation shall be granted a license, unless every member or officer of such co-partnership, association or corporation, who actively participates in the brokerage business of such co-partnership, association or corporation, shall hold a license as a real estate broker or salesman, as hereinafter provided for, and unless every employee who acts as a salesman for such co-partnership, association or corporation shall hold a license as a real estate salesman.

Section II. A real estate broker within the meaning of this Act is any person, firm, partnership, co-partnership, association or corporation who, for a compensation or valuable consideration, sells or offers for sale, buys or offers to buy, negotiates the purchase or sale or exchange of real estate, or who leases or offers to lease, rents or offers to rent, any real estate or the improvements thereon for others, as a whole or partial vocation. The term "real estate" as used in this Act shall include leaseholds and other interests less than leaseholds.

A real estate salesman within the meaning of this Act is any person who, for a compensation or valuable consideration, is

employed either directly or indirectly by a real estate broker to sell or offer to sell, or to buy or offer to buy, or to negotiate the purchase or sale or exchange of real estate, or to lease, to rent or offer for rent any real estate, or to negotiate leases thereof, or of the improvements thereon, as a whole or partial vocation.

One act for a compensation or valuable consideration of buying or selling real estate of or for another, or offering for another to buy or sell, or exchange real estate, or leasing, or renting, or offering to rent real estate, except as herein specifically excepted, shall constitute the person, firm, partnership, co-partnership, association or corporation, performing, offering, or attempting to perform any of the acts enumerated herein, a real estate broker or a real estate salesman within the meaning of this Act.

The provisions of this Act shall not apply to any person, co-partnership, association or corporation, who as owner or lessor shall perform any of the Acts aforesaid with reference to property owned or leased by them, or to the regular employees thereof, with respect to the property so owned or leased, where such acts are performed in the regular course of, or as an incident to, the management of such property and the investment therein, nor shall the provisions of this Act apply to persons acting as attorney-in-fact under a duly executed power of attorney from the owner authorizing the final consummation by performance of any contract for the sale, leasing or exchange of real estate, nor shall this Act be construed to include in any way the services rendered by an attorney-at-law in the performance of his duties as such attorney-at-law; nor shall it be held to include, while acting as such, a receiver, trustee in bankruptcy, administrator or executor, or any person selling real estate under order of court, not to include a trustee acting under a trust agreement, deed of trust, or will, or the regular salaried employees thereof.

Section III. There is hereby created the Alabama Real Estate Commission. The Governor shall appoint three persons, each of whom immediately prior to the date of his appointment has been a resident of the State for five years, and whose vocation for a period of at least five years shall have been that of a real estate broker or real estate salesman, and further that said persons appointed and serving as Commissioner must be a member of the local real estate board, which board is a member of the National Association of Real Estate Boards, one member shall be appointed for a term of one year, and one member shall be appointed for a term of two years, and one member shall be appointed for a term of three years, and until their successors are appointed and qualify, thereafter, the term of the members of said Commission shall be for three years, and until their succes-

sors are appointed and qualify. There shall at no time be more than one Commissioner from any one county. Members to fill vacancies shall be appointed for the unexpired term. The Commission immediately upon the qualification of the member appointed in each year shall organize by selecting from its members a chairman, and may do all things necessary and convenient for carrying into effect the provisions of this Act and may from time to time promulgate necessary rules and regulations.

Each member of the Commission shall receive as full compensation for each day **actually spent on the work** of said Commission the sum of Ten Dollars (\$10.00) per day and his actual and necessary expenses incurred in the performance of duties pertaining to his office.

The Commission shall employ, and at its pleasure discharge, a secretary and such clerks and assistants as shall be deemed necessary to discharge the duties imposed by the provisions of this Act, and shall outline their duties and fix their compensation, subject to the general laws of the State. The Commission shall obtain such office space, furniture, stationery, fuel, light, and other proper conveniences as shall be reasonably necessary for carrying out the provisions of this Act. The principal office to be located in the City of Montgomery, Alabama.

The Commission shall adopt a seal with such design as the Commission may prescribe engraved thereon, by which it shall authenticate its proceedings. Copies of all records and papers in the office of the Commission, duly certified and authenticated by the seal of the said commission shall be received in evidence in all courts equally and with like effect as the original. All records kept in the office of the Commission under authority of this Act shall be open to public inspection under such rules and regulations as shall be prescribed by the Commission.

All fees and charges collected by the Commission under the provisions of this Act shall be paid into the State Treasury, and shall constitute a separate fund to be disbursed by the State Treasurer on order of the Board of Commissioners. All expenses incurred by the Commission under the provisions of this Act, including compensation to members, secretaries, clerks and assistants, shall be paid out of the separate fund in the State Treasury, upon warrants of the State Treasurer from time to time, when vouchers therefor are exhibited and approved by the Commission. The State Treasurer is directed to pay money out of the separate fund hereinabove provided upon the order of the secretary of the Board of Commissioners, countersigned by the Chairman of the Board of Commissioners, provided the total expenses for every purpose incurred shall not exceed the total fees and charges collected and paid into the State Treasury.

Section IV. Licenses shall be granted only to persons who are trustworthy and competent to transact the business of a real estate broker or real estate salesman in such manner as to safeguard the interests of the public, and only after satisfactory proof has been presented to the Board. The applicant must be a person whose application has not been rejected in this or any other state within two years prior to date of application.

Section V. Wherever the masculine gender is used in this Act it is to include the feminine gender.

Every applicant for a real estate broker's license shall apply therefor in writing upon blanks prepared or furnished by the Real Estate Commission.

Such application shall be accompanied by the recommendation of at least two citizens, real estate owners, not related to the applicant, who have owned real estate for a period of one year or more, and who have known applicant for a period of six months, in the county in which said applicant resides, or has his place of business, which recommendation shall certify that the applicant bears a good reputation for honesty, truthfulness, fair dealing and competency, and recommending that a license be granted to the applicant.

Every application for a broker's license shall state the name of the person, firm, partnership, co-partnership, association or corporation with which he will be associated in the business of real estate, and the location of the place, or places, for which said license is desired and set forth the period of time, if any, which said applicant has been engaged in the real estate business.

Every applicant for a license shall furnish a sworn statement setting forth his present address, both of his business and residence, a complete list of all former places where he may have resided or been engaged in business for a period of sixty days or more, during the last five years, accounting for such entire period, and the length of such residence, together with the name and address of at least one real estate owner in each of said counties where he may have resided or have been engaged in business, and whether he has been convicted of a criminal offense involving moral turpitude, and if so, what offense.

Every applicant for a salesman's license shall, in addition to the requirements of this section, also set forth the period of time, if any, during which he has been engaged in the real estate business, stating the name and address of his last employer, and the name and the place of business of the person, firm, partnership, co-partnership, association or corporation then employing him, or into whose service he is about to enter. The application shall be accompanied by a written statement by the broker in whose

service he is about to enter, stating that in his opinion the applicant is honest, truthful, and of good reputation, and recommending that the license be granted to the applicant.

Every applicant for a license, under the provisions of this Act, shall be accompanied by the license fee herein prescribed. In the event that the Commission does not issue the license, the fee shall be returned to the applicant.

Every application for a license shall be accompanied by a bond in the sum of One Thousand Dollars (\$1,000.00) payable to the State of Alabama, executed by two (2) good and sufficient sureties to be approved by the Commission or executed by a surety company duly authorized to do business in this State. Said bond to be in form approved by the Commission, and conditioned that the applicant shall conduct his business in accordance with the requirements of this Act.

The Commission is expressly vested with the power and authority to make and enforce any and all such reasonable rules and regulations connected with the application for any license as shall be deemed necessary to administer and enforce the provisions of this Act. All such rules and regulations to be subject to the approval of the Governor.

Section VI. The Commission, after an application in proper form has been filed, shall, before refusing to issue a license, set the application down for a hearing and determination as hereinafter provided in Section IX.

Section VII. The Commission shall issue to each licensee a license in such form and size as shall be prescribed by the Commission. This license shall show the name and address of the licensee and in case of a real estate salesman's license, shall show the name of the real estate broker by whom he is employed. Each license shall have imprinted thereon the seal of the Commission, and in addition to the foregoing shall contain such matter as shall be prescribed by the Commission. The license of each real estate salesman shall be delivered or mailed to the real estate broker by whom such real estate salesman is employed, and shall be kept in the custody and control of such broker. It shall be the duty of each real estate broker to conspicuously display his license in his place of business.

The Commission shall prepare and deliver to each licensee a pocket card, which card, among other things, shall contain an imprint of the seal of the Commission, and shall certify that the person whose name appears thereon is a licensed real estate broker or real estate salesman, as the case may be, and if it is a real estate salesman's card, it shall also contain the name and address of his employer. The matter to be printed on such pocket card, except as above set forth, shall be prescribed by the Commission.

The original fee for each real estate broker's license shall be Ten Dollars (\$10.00) and the annual renewal fee shall be Five Dollars (\$5.00). The original fee for each real estate salesman's license shall be Five Dollars (\$5.00) and the annual renewal fee shall be Two and 50/100ths Dollars (\$2.50). Provided, that when a co-partnership, association or corporation shall have paid an original fee of ten Dollars (\$10.00) or a renewal fee of Five Dollars (\$5.00), and shall have designated one of its members or officers as hereinafter provided in this section, the fees payable by any other member or officer actively engaged in the real estate business of such co-partnership, association or corporation shall be Five Dollars (\$5.00) for the first registration fee and Two and 50/100ths Dollars (\$2.50) for the renewal fee, for which a salesman's license shall be issued, but any such member or officer shall be entitled to a broker's license upon the payment of the usual fee therefor.

When a real estate broker's license is granted to any co-partnership or association, consisting of more than one person, or to any corporation, this shall entitle the co-partnership, association or corporation to designate one of its members or officers, who upon compliance with the terms of this Act shall without payment of any further fee, upon issuance of said broker's license, be entitled to perform all of the acts of a real estate salesman contemplated by this Act. The person so designated, however, must make application for a salesman's license, which application shall accompany the application of the real estate broker, and be filed with the Commission at the same time. If, in any case, the person so designated by a real estate broker shall be refused a license by the Commission, or in case such person ceases to be connected with such real estate broker, said broker shall have the right to designate another person who shall make application as in the first instance.

Each real estate broker's license which may be granted to an individual shall entitle such individual to perform all of the acts contemplated by this Act without any application upon his part and without payment of any fee other than the real estate broker's annual fee.

Every license shall expire on the thirty-first day of December of each year. The Commission shall issue a new license for said ensuing year, in the absence of any reason or condition which might warrant the refusal of the granting of a license, upon receipt of the written request of the applicant and the annual fee therefor, as herein required. The revocation of a broker's license shall automatically suspend every real estate salesman's license granted to any person by virtue of his employment by the broker whose license has been revoked, pending

a change of employer and the issuance of a new license. Such new license shall be issued without charge, if granted during the same year in which original license was granted.

No person, co-partnership or corporation engaged in the business or acting in the capacity of a real estate broker or a real estate salesman within this state shall bring or maintain any action in the courts of this state for the collection of compensation for any services performed as a real estate broker or salesman without alleging and proving that such person, co-partnership or corporation was a duly licensed real estate broker or real estate salesman at the time the alleged cause of action arose.

Every real estate broker shall maintain a place of business in this State. If the real estate broker maintains more than one place of business within the State, a duplicate license shall be issued to such broker for each branch office maintained. Provided, that if such broker be a co-partnership, association or corporation, a duplicate shall be issued to the members or officers thereof, and a single fee of One Dollar (\$1.00) in each case shall be paid for each duplicate license.

Notice in writing shall be given to the Commission by each licensee of any change of principal business location, whereupon the Commission shall issue a new license for the unexpired period without charge. The change of business location without notification to the Commission shall automatically cancel the license theretofore issued.

When any real estate salesman shall be discharged or shall terminate his employment with the real estate broker by whom he is employed, it shall be the duty of such real estate broker to immediately deliver or mail by registered mail to the Commission such real estate salesman's license. The real estate broker shall at the time of mailing such real estate salesman's license to the Commission, address a communication to the last known residence address of such real estate salesman, which communication shall advise such real estate salesman that his license has been delivered or mailed to the Commission. A copy of such communication to the real estate salesman shall accompany the license when mailed or delivered to the Commission. It shall be unlawful for any real estate salesman to perform any of the acts contemplated by this Act either directly or indirectly under the authority of said license from and after the date of receipt of the said license from said broker by the Commission; provided, that another license shall not be issued to such real estate salesman until he shall return his former pocket card to the Commission or shall satisfactorily account to it for the same. Provided,

further, that not more than one license shall be issued to any real estate salesman for the same period of time.

Section VIII. The Commission may upon its own motion and shall upon the verified complaint in writing of any three persons, provided such complaint, or such complaint together with evidence, documentary or otherwise, presented in connection therewith, shall make out a prima facie case, investigate the actions of any real estate broker or real estate salesman, or any person who shall assume to act in either such capacity within this State, and shall have the power to suspend or to revoke any license issued under the provisions of this Act, at any time where the licensee has by false or fraudulent representation obtained a license, or where the licensee in performing or attempting to perform any of the acts mentioned herein, is deemed to be guilty of:

- (a) Making any substantial misrepresentation, or
- (b) Making any false promises of a character likely to influence, persuade or induce, or
- (c) Pursuing a continued and flagrant course of misrepresentation or making of false promises through agents or salesman or advertising or otherwise, or
- (d) Acting for more than one party in a transaction without the knowledge of all parties for whom he acts, or
- (e) Accepting a commission or valuable consideration as a real estate salesman for the performance of any of the acts specified in this Act, from any person, except his employer, who must be a licensed real estate broker, or
- (f) Representing or attempting to represent a real estate broker other than the employer without the express knowledge and consent of the employer, or
- (g) Failing, within a reasonable time, to account for or to remit any moneys coming into his possession which belong to others, or
- (h) Being unworthy or incompetent to act as a real estate broker or salesman in such manner as to safeguard the interests of the public, or
- (i) Paying a commission or valuable consideration to any person for acts or services performed in violation of this Act, or
- (j) Using the term "Realtor" by one not a member of the National Association of Real Estate Boards, or
- (k) Any other conduct, whether of the same or a different character from that hereinbefore specified, which constitutes improper, fraudulent, or dishonest dealing.

Any unlawful act or violation of the provisions of this Act by any real estate salesman, employee, or partner or associate of a licensed real estate broker, shall not be cause for the revoca-

tion of a license of any real estate broker, partial or otherwise, unless it shall appear to the satisfaction of the Commission that said employer, partner, or associate had guilty knowledge himself.

Section IX. The Commission shall, before denying an application for license or before suspending or revoking any license, set the matter down for a hearing, and at least twenty days prior to the date set for the hearing it shall notify the applicant or licensee in writing, which said notice shall contain an exact statement of the charges made and the date and place of hearing. The applicant or licensee at all such hearings shall have the opportunity to be heard in person and by counsel in reference thereto. Such written notice may be served by delivery of same personally to the applicant or licensee or by mailing same by registered mail to the last known business address of such applicant or licensee. If such applicant or licensee be a salesman the Commission shall also notify the broker employing him or in whose employ he is about to enter by mailing notice by registered mail to the broker's last known business address. The hearing on such charges shall be at such time and place as the commission shall prescribe.

In the preparation and conduct of hearings the Commission shall have power to require by subpoena the attendance and testimony of witnesses and the production of papers, and any member of the Commission may sign subpoenas, administer oaths and affirmations, examine witnesses and receive evidence. The fees and mileage shall be the same as prescribed by law in judicial procedure in the courts of this State in civil cases. Any party to any hearing before the Commission shall have the right to the attendance of witnesses in his behalf at such hearing upon making a request thereof to the Commission and designating the person or persons sought to be subpoenaed.

In case of disobedience to a subpoena any member of the Commission may invoke the aid of any court of competent jurisdiction in requiring the attendance and testimony of witnesses and the production of papers; and such court may issue an order requiring the persons to appear before the Commission and give evidence or to produce papers as the case may be, and any failure to obey such order of the court may be punished by the court as a contempt thereof.

Testimony may be taken as in civil cases, and any person may be compelled to appear and depose in the same manner as witnesses may be compelled to appear and testify as hereinbefore provided.

Any person who shall neglect or refuse to attend and testify or to answer any lawful inquiry or to produce documentary evi-

dence if in his power to do so in obedience or a subpoena or lawful requirement by such Commission or member thereof shall be guilty of a misdemeanor and upon conviction thereof by a court of competent jurisdiction shall be punished as provided in Section XII of this Act.

If the Commission shall determine that any applicant is not qualified to receive a license, a license shall not be granted to such applicant, and if the Commission shall determine that any licensee is guilty of a violation of any of the provisions of this Act, the license shall be suspended or revoked. The Commission, upon request of the applicant or licensee shall furnish said applicant or licensee with a definite statement of its findings of facts and its reason or reasons for refusing to grant the license or for suspension of the rights of the licensee or for the revocation of the license, as the case may be. The findings of the Commission may be appealed to the Circuit Court of the County in which the licensee resides, provided an appeal is taken within thirty (30) days after such final determination of the Commission.

Any licensee desiring to appeal under this section shall file with the Board of Commissioners, or some member thereof, a notice in writing that he appeals to the Circuit Court, together with a bond in the sum of One Hundred Dollars (\$100.00), with at least one solvent surety, payable to the State of Alabama, conditioned to prosecute such appeal to effect, and upon failure so to do, to pay all costs and damages which may be adjudged against him by the Circuit Court on such appeal; bond to be approved by the Circuit Court Clerk of the County. Any cause when so appealed shall be tried de novo in the Circuit Court.

Section X. A non-resident of this State may become a real estate broker or a real estate salesman by conforming to all of the conditions of this paragraph and this Act.

In its discretion the Commission may recognize in lieu of the recommendations and statements required to accompany an application for license, the license issued to a non-resident broker, or salesman, in such other state, upon payment of the license fee and the filing by the applicant with the Commission of a certified copy of applicant's license issued by such other state.

(1) Provided, that such applicant, if a broker, shall maintain an active place of business in the state by which he is originally licensed; and

(2) Provided, further that every non-resident applicant shall file an irrevocable consent that suits and actions may be commenced against such applicant in the proper court of any county of this State in which a cause of action may arise in which the

applicant may reside, by the service of any process or pleading authorized by the laws of this State on the Secretary of the Commission, said consent stipulating and agreeing that such service of such process or pleadings on said secretary shall be taken and held in all courts to be as valid and binding as if due service had been made upon said applicant in the State of Alabama. Said instrument containing such consent shall be authenticated by the seal thereof, if a corporation, or by the acknowledged signature of a member or officer thereof, if otherwise. All such applications, except from individuals, shall be accompanied by the duly certified copy of the resolution of the proper officers or managing board, authorizing the proper officer to execute the same. In case any process of pleadings mentioned in the case are served upon the Secretary of the Commission, it shall be by duplicate copies, one of which shall be filed in the office of the Commission and the other immediately forwarded by registered mail to the main office of the applicant against which said process or pleadings are directed.

(3) Provided, further, however, that every non-resident of this State shall file a bond in form and content the same as is required of applicants under Section V of this Act.

Section XI. The Commission shall at least semi-annually publish a list of the names and addresses of all licensees licensed by it under the provisions of this Act, and of all persons whose license has been suspended or revoked within one year; together with such other information relative to the enforcement of the provisions of this Act as it may deem of interest to the public. One of such lists shall be mailed to the Probate Judge of each County of the State, and shall be held by said Probate Judge as a public record. Such lists shall also be mailed by the Commission to any person in this State upon request.

Section XII. Any person or corporation violating a provision of this Act shall upon conviction thereof, if a person, be punished by a fine of not more than Five Hundred Dollars (\$500.00), or by imprisonment for a term not to exceed six months or by both fine and imprisonment, in the discretion of the court, and if a corporation, be punished by a fine of not more than One Thousand Dollars (\$1,000.00). Any officer or agent of a corporation, or member or agent of a co-partnership or association, who shall personally participate in or be accessory to any violation of this Act by such co-partnership, association or corporation, shall be subject to the penalties herein prescribed for individuals. Any court of competent jurisdiction shall have full power to try any violation of this Act, and upon conviction the court may at its discretion revoke the license of the person, co-partnership, association or corporation so convicted.

Any one who is damaged by any act of a licensee on account of any violation of this Act may maintain an action, on the bond herein provided for, in his own name to recover any damage suffered by him.

The law shall not be construed to release any person from civil liability or criminal prosecution under the general laws of this State.

The Commission may refer a complaint for violation of Section I of this Act before any court of competent jurisdiction, and it make take the necessary legal steps through the proper legal officers of this State to enforce the provisions hereof and collect the penalties herein provided.

Section XIII. If any section, subsection, sentence, clause, phrase, or requirement of this Act is for any reason held to be unconstitutional, such decision shall not effect the validity of the remaining portions thereof. The Legislature hereby declares that it would have passed this Act and each section, subsection, sentence, clause, phrase and requirement thereof, irrespective of the fact that any one or more sections, subsections, sentences, clauses, phrases, or requirements be declared unconstitutional.

Section XIV. All laws or parts of laws in conflict with this Act be, and the same are, hereby repealed.

Section XV. Nothing in this Act contained shall effect the power of the State, County or municipality to tax, license and regulate real estate brokers or salesmen. The requirements hereof shall be in addition to the requirements of any existing or future law or ordinance of any state, county or municipality so taxing, licensing or regulating real estate brokers or salesmen.

Section XVI. This Act shall become effective on the first day of January, A. D., 1928.

Mr. Miller of Sumter offered the following amendment to the Substitute:

Amend Substitute to House Bill 377 by striking out of Section III the following:

"And further that said persons appointed and serving as Commissioners must be a member of the local real estate board, which board is a member of the National Association of Real Estate Boards."

Amend further by striking out subsection (j) of Section III.

And the amendment offered by Mr. Miller of Sumter to the Substitute reported by the Standing Committee on Judiciary was adopted.

And the Substitute reported by the Standing Committee on Judiciary as amended by the amendment offered by Mr. Miller of Sumter, was adopted.

Yeas, 48; Nays, 7.

*Yeas:**Messrs:*

Adcock	Darden	Jordan (Etowah)	Reeder
Allen	Desear	Jordan (Washington)	Rivers
Anderson	Edwards	Kirkpatrick	Rogers (Mobile)
Ashcraft	Frey	Lovelace	Sanderson
Bartlett	Goode	McAdory	Simpson
Beebe	Green	Miller (Marengo)	Stewart (Calhoun)
Brunson	Hawkins	Miller (Sumter)	Thompson
Bryant	Hollis	Molette	Tunstall
Burns	Howard	Morrow	Vickers
Cannon	Hubbard	Mullen	Ward (Tuscaloosa)
Cockrell	Hughes	Nipper	Weldon
Cook	Jeter	Parish	Winn

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*Nays:**Messrs:*

Baldwin	Hightower	Rankin	Tompkins
Grove	Pegues	Sanders (Pike)	

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And the bill:

H. 377. To define, regulate, and license real estate brokers and real estate salesmen; to create a State Real Estate Commission; and to provide a penalty for the violation of the provisions hereof.

As amended by the substitute reported by the Standing Committee on Judiciary as amended was read a third time at length and passed.

Yeas, 54; Nays, 14.

*Yeas:**Messrs.:*

Adcock	Edmundson	Jones (Cleburne)	Mullen
Allen	Edwards	Jordan (Etowah)	Nipper
Anderson	Frey	Jordan (Washington)	Parish
Ashcraft	Golson	Kirkpatrick	Reeder
Bartlett	Goode	Lee	Rogers (Elmore)
Beebe	Goodwyn	Lovelace	Rogers (Mobile)
Brunson	Hawkins	McAdory	Sanderson
Bryant	Howard	Martin	Shivers
Burns	Howell	Matthews	Simpson
Carter	Hubbard	Merrill	Stewart (Calhoun)
Cockrell	Hughes	Miller (Marengo)	Vickers
Cook	Jeter	Miller (Sumter)	Waddell
Darden	Johnson	Molette	Weldon
Desear	Jones (Bullock)		

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*Nays:**Messrs:*

Baldwin	Hightower	Sanders (Conecuh)	Ware
Byars	Hollis	Sanders (Pike)	Webb
Cannon	Rankin	Tompkins	Winn
Grove	Ringer		

—14

S. 328. To validate, legalize and confirm elections heretofore held under the provisions of Article 12, Section 223 to 246 inclusive of the School Code of Alabama, 1924, providing for elections to authorize any county in the State to levy and collect special county tax for public school purposes not to exceed thirty (30) cents on each one hundred dollars (\$100.00) worth of taxable property in such county; to authorize any school district, in any county that may be levying special county taxes for school purposes of not less than thirty (30) cents on each one hundred dollars (\$100.00) worth of taxable property in such county, to levy a special district tax for school purposes not to exceed thirty (30) cents on each one hundred dollars (\$100.00) worth of taxable property in such school district; and to authorize boards of education to issue interest bearing warrants to erect, repair and equip school buildings and to otherwise improve school facilities.

Was read a third time at length and passed.

Yeas, 74; Nays, 0.

Yeas:

Messrs:

Adcock	Frey	Lee	Reeder
Allen	Goode	Lovelace	Powell
Ashcraft	Goodwyn	Luck	Ringer
Baldwin	Green	McAdory	Rogers (Elmore)
Bartlett	Grove	Martin	Rogers (Mobile)
Brunson	Gullatt	Matthews	Sanderson
Bryant	Hawkins	Merrill	Shivers
Burleson	Hightower	Miller (Marengo)	Simpson
Burns	Hollis	Miller (Sumter)	Starnes
Byars	Howard	Molette	Stewart (Calhoun)
Carter	Howell	Mullen	Thompson
Christian	Hubbard	Nipper	Tompkins
Cockrell	Hughes	Parish	Tunstall
Cook	Johnson	Patterson	Vickers
Darden	Jones (Bullock)	Pegues	Waddell
Denson	Jones (Cleburne)	Pitts	Wallace
Desear	Jordan (Etowah)	Quillin	Ward (Tuscaloosa)
Edmundson	Jordan (Washington)	Rankin	Weldon
Edwards	Kirkpatrick		

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MESSAGE FROM THE SENATE

Mr. Speaker:

The Senate has concurred in and adopted the Resolution H. J. R. 102 Relative to adjournment of the two houses until Friday, July 22, at 10 A. M.

And returns same herewith to the House.

J. E. Speight,
Secretary.

MESSAGE FROM THE SENATE

Mr. Speaker:

The Senate has amended as therein shown, and, as amended, has concurred in and adopted the Resolution:

H. J. R. 93. Relative to appointment of a Joint Committee to investigate the increased income under the new Revenue Bill and make report to the House and Senate.

And returns same herewith to the House.

J. E. Speight,
Secretary.

SENATE MESSAGE

The Senate substitute for H. J. R. No. 93, was read one time and referred to the Standing Committee on Rules.

Said Senate substitute being as follows:

Substitute for H. J. R. No. 93 to read as follows: "Resolved by the House, the Senate concurring, that the State Tax Commission be requested to make a careful and thorough investigation of the increased income to the State under the provisions of the new Revenue Bill and make report thereof to the House and Senate at the earliest practical moment."

MESSAGE FROM THE SENATE

Mr. Speaker:

The Senate has passed the following House Bill and returns same herewith to the House:

H. 390. To prescribe the duties and fix the compensation of the Deputy Solicitor for Cleburne County, Alabama, and to repeal all laws and parts of laws in conflict with this act.

J. E. Speight,
Secretary.

ADJOURNMENT

On motion of Mr. Cockrell, under a Joint Resolution heretofore adopted, the House adjourned until Friday, July 22, 1927, at ten o'clock, a. m.

